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Journal
JOURNAL

SENATE

OF THE

STATE OF MISSOURI,

AT THE FIRST SESSION OF THE FIRST

GENERAL ASSEMBLY;

BEGAN AND HELD IN THE TOWN OF

ST. LOUIS,

ON MONDAY, THE 18TH SEPTEMBER, 1820,

IN CELEBRATION OF THE INDEPENDENCE OF THE UNITED STATES, THE FORTY-FIFTH.

ST. CHARLES:

PRINTED BY ROBERT MCLOUD,

PRINTER TO THE STATE.

1820.



JOURNAL.

MONDAY, SEPT. 18, 1820.

THE first Session of the General Assembly of the State of Missouri, commenced this day, Sept. 18th, 1820, at the town of St. Louis, conformably to the Constitution of said State of Missouri, and the Senate assembled.

PRESENT,

From the Senatorial District, composed of the counties of Howard and Cooper, Messrs. Benjamin Cooper, Richard W. Cummings and Bennet Clark.

From the Senatorial District, composed of the counties of Montgomery and Franklin, Mr. James Talbott.

From the Senatorial District, composed of the county of St. Charles, Mr. Benjamin Emersons.

From the Senatorial District, composed of the county of St. Louis, Messrs. Matthias McKim and Silas Bent.

From the Senatorial District, composed of the counties of Washington and Jefferson, Mr. Samuel Perry.

From the Senatorial District, composed of the county of St. Genevieve, Mr. Isadore Moyer.

From the Senatorial District, composed of the counties of Madison and Wayne, Mr. David Logan.

From the Senatorial District, composed of the counties of Cape Girardeau and New-Madrid, Messrs. George F. Bollinger and Abraham Byrd.

The Senators present, being sufficient to constitute a quorum, produced their credentials of their being duly elected, and were severally qualified by the Hon. Alexander Gray, Esq. Judge of the Northern Circuit of the State of Missouri, according to the provisions of the constitution of the said State, and took their seats.

The House then proceeded to elect a President Protempore. On motion by Mr. M'Girk, the Senate unanimously chose Mr. Bent President Protempore.

On motion by Mr. M'Girk, John S. Brickey was unanimously chosen Clerk Protempore.

On motion by Mr. M'Girk, Jabez Warner was unanimously chosen door-keeper for the Senate, during the present session of the General Assembly, whereupon the said Jabez Warner, was by the President Protempore declared door-keeper of this House.

On motion by Mr. M'Girk, the Senate proceeded to elect a Clerk for this House *viva voce*, and the votes when taken, stood as follows, to wit:—For John S. Brickey, Messrs. Bent, Cooper, Logan, Perry, Cummings and Clark. 6. For John W. Honey, Messrs. Byrd, Bollinger and Moore. 3. For John Long, Messrs. M'Girk and Talbot. 2. For R. W. Wells, Mr. Emmons. 1.—Whereupon the President declared John S. Brickey duly elected, having six votes, and no other candidate for the clerkship having more than three votes, there being only twelve votes in the whole.

On motion by Mr. Emmons,

Resolved, That John S. Brickey, is not duly elected Clerk of this House, because he has not a majority of all the votes given, whereupon it was ordered that a new election take place, and the former candidate, who had the lowest number of votes be left out, and upon the votes for Clerk being taken *viva voce*, they stand thus:

For John S. Brickey, Messrs. Cooper, Emmons, Logan, Perry, Bent, Cummings and Clark. 7. For John W. Honey, Messrs. Byrd, Bollinger and Moore. 3. For John Long, Messrs. M'Girk and Talbot. 2. Whereupon the President of the Senate declared John S. Brickey, duly elected Clerk of the Senate, during the present Session of the General Assembly, he having a majority of all the votes given.

A message from the House of Representatives,

Mr. President, On motion of Mr. Barton, it was ordered that a committee be appointed to wait on the Senate, and inform them that this House is organized and ready to proceed to business, and to receive any communications they may please to make. Messrs. Barton, Stuart and Waters, were appointed that committee.

On motion by Mr. Emmons,

Resolved, That a committee be appointed to wait on the House of Representatives, and inform them that a quorum of the Senate have assembled, have appointed Mr. Bent, their President pro tempore, and are ready to proceed to business.

Ordered, That Messrs. Easons and Perry, be that committee.
A message from the House of Representatives by Mr. Stuart,

Resolved, By the Senate and House of Representatives, of the State of Missouri, That they will assemble this evening at the hour of four o'clock, in the chamber of the House of Representatives, to count the votes for Governor and Lieutenant Governor of the State of Missouri, agreeable to the provisions of the constitution, to which resolution the House unanimously concurred, and accordingly, at the hour of four o'clock, the Senate proceeded to the chamber of the House of Representatives, and in presence of both the Senate and House of Representatives, after counting and enumerating all the votes which were returned from the several counties in the State, it appeared that his Excellency Alexander M Nair, was duly elected Governor, and William H. Ashley, Esq. Lieutenant Governor of the State of Missouri.

The Senate then returned to their chamber.

On motion of Mr. McGirk,

Resolved, That a committee be appointed to wait on William H. Ashley, Lieut. Governor, to-morrow at eleven o'clock in the morning, to request him on the part of the Senate, to attend this House to be qualified, and take his seat in the Senate, as President thereof.

Ordered, That Messrs. McGirk, Talbott and Hollinger, be that committee.

A message from the House of Representatives by Mr. Leduc,

Mr. President, On motion of Mr. Leduc, it was ordered, that a committee of three be appointed, on the part of this House, together with such committee as the Senate may appoint, to receive propositions for the most convenient and best rooms for this present session, on the most reasonable terms, and make report to this House, and that the Senate be acquainted therewith, and thereupon Messrs. Leduc, M'Feron and Lillard, were appointed that committee.

On motion the Senate adjourned to nine o'clock to-morrow morning.

TUESDAY, SEPT. 12, 1820.

The Senate assembled, present as yesterday, and Mr. Elias Barcroft, from the Senatorial District, composed of the counties of Howard and Cooper, attended, produced his credentials of his being duly elected, was qualified, and took his seat.

A message from the House of Representatives by Mr. M'Feron,

Mr. President, On motion of Mr. M'Feron, the House came to the following resolution.

Resolved, By the Senate and House of Representatives, That a joint committee to be appointed to consist of three members of each House, to wait upon the Governor and Lieut. Governor, to notify them of their appointments respectively, and that the General Assembly will be ready on to-morrow, to receive any communications the former may make.

On motion by Mr. Emmons, the Senate non-concurred.

And on motion by Mr. Emmons,

Ordered, That a committee, to be composed of Messrs. Cooper, Emmons and Byrd, be appointed to act jointly with such committee as the House of Representatives shall appoint, to wait on William H. Ashley, Esq. to inform him he is duly elected Lieut. Governor for the State of Missouri.

Ordered, That Mr. M'Girk, inform the House of Representatives thereof.

A message from the House of Representatives by Mr. M'Ferron,

Mr. President, I am instructed to inform the Senate, that Messrs. M'Ferron, Stuart and Lillard, have been appointed a committee on the part of this House, to join the committee on the part of the Senate, to wait on Alexander M'Nair, and inform him that he is duly elected Governor of the State of Missouri.

A message from the House of Representatives by Mr. Ray,

Mr. President, I am instructed to inform the Senate that the House of Representatives do concur in the resolution just sent them, and have appointed Messrs. Ray, English and Bates, a committee on the part of the House of Representatives, to join the committee on the part of the Senate, to wait on William H. Ashley, Esq. to inform him that he is duly elected Lieut. Governor of the State of Missouri.

Mr. Emmons, made the following report.

Mr. President, The committee appointed to inform William H. Ashley, of his being duly elected Lieut. Governor of the State of Missouri, inform this House that they have performed that duty.

Mr. Emmons, made the following report.

Mr. President, The committee appointed to wait on Alexander M'Nair, and inform him that he was duly elected Governor of the State of Missouri, inform the House they have performed that duty.

A message from the House of Representatives by Mr. Stuart,

Mr. President, I am instructed to inform the Senate, that the House of Representatives request their attendance in the Representative chamber, at the hour of eleven o'clock this day, to be present at the taking of the oaths prescribed by law to be taken by the Governor and Lieut. Governor of the State of Missouri.

On motion of Mr. Emmons,

Ordered, That this House concur with the request of the fore-

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going message, and that Mr. Emmons inform the House of Representatives thereof.

The Lieut. Governor, William H. Ashley, appeared in the Senate Chamber, and was requested to take a seat, by the President Protempore.

On motion, the Senate proceeded to the chamber of the House of Representatives, where in presence of both Houses, His Excellency Alexander M. Nairn, Governor, and William H. Ashley, Lieut. Governor of the State of Missouri, were severally qualified by the Hon. Alexander Gray, Esq. Judge of the Northern Circuit of said State, according to the constitution in such case made and provided. The Senate then returned to the Senate chamber and assembled, whereupon the President Protempore conducted the Lieut. Governor to the chair, when he took the seat as President of the Senate agreeable to the Constitution of this state.

On motion by Mr. Emmons,

Resolved, That a committee of three be appointed to wait on his Excellency the Governor, with a joint committee such as may be appointed by the House of Representatives, to inform him that a quorum of each house have assembled, are organized and ready to receive any communications he may deem proper to make. Whereupon it was ordered that Messrs. Emmons, Perry and Clark be that committee.

On motion of Mr. Bent,

Resolved, That the clerk of the Senate, John S. Brickey, be qualified as such; and accordingly the honorable Alexander Gray, esquire, Judge of the Northern Circuit of the state of Missouri, qualified him in presence of the Senate, agreeable to law.

On motion by Mr. Moore,

Resolved, That a committee of three be appointed to report rules and regulations for the government of the Senate of the state of Missouri. It was then ordered, that Messrs. Moore, Barcroft and Talbot, be that committee.

A message from the House of Representatives by Mr. Barton,

Mr. President—I am instructed to inform the Senate that the House of Representatives have appointed a committee of three to act with the committee appointed on the part of the Senate, to wait on his Excellency the Governor, and inform him that a quorum of both houses of the General Assembly have assembled, and are ready to receive any communications he may have to make; and that Messrs. Barton, M'Girk, of Howard, and Musick are appointed that committee.

On motion by Mr. Moore,

Resolved, That a committee of two be appointed on the part of the Senate, to act jointly with such committee as the House of

Representatives may think proper to appoint, to report rules and regulations for the joint government of both houses of the General Assembly, and that the House of Representatives be made acquainted therewith; and Messrs. Moore and Cooper were appointed that committee.

Mr. Emmigs, one of the committee, made the following report to wit :

Mr. President—The committee appointed to wait on his Excellency the Governor, report, that they have performed that duty, and are informed by his Excellency that he will meet the two Houses of the General Assembly, in the Representative chamber, at three o'clock this afternoon, and make such communication as he shall think proper.

A message from the House of Representatives by Mr. Barton,

Mr. President—I am instructed to request the Senate to meet the House of Representatives in the Representative Hall, this day at four o'clock, P. M. to receive the communication of his Excellency the Governor.

On motion of Mr. McGirk,

Resolved, By the Senate, that this house concur in the foregoing request of the House of Representatives; and ordered, that Mr. McGirk acquaint the House of Representatives of the same.

A message from the House of Representatives by Mr. M'Ferron,

On motion of Mr. M'Ferron, it was resolved, that a committee of five be appointed to enquire if any amendments ought to be made to the Constitution, with leave to report such as may be necessary. Messrs. M'Ferron, Mcorn, Lillard, Devore, and Stephenson were appointed that committee.

A message from the House of Representatives by Mr. Rutter,

Mr. President—I am instructed to inform the Senate that Messrs. Rutter, Misick and Ray are appointed a committee on the part of the House of Representatives, to act jointly with the committee appointed by the Senate, to report rules and regulations for the joint government of both houses.

A message from the House of Representatives by Mr. Graves,

Mr. President—On motion of Mr. Beduc, it was ordered that the situation of the Missouri Bank, which was handed yesterday to the Speaker, and ordered to lie on the table, be taken up and read, and ordered that the Clerk furnish the Senate with a copy of the same. The Senate adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, SEPT. 20, 1820.

The Senate assembled, present as yesterday.

A message from the House of Representatives by Mr. Ball,

Mr. President—I am instructed to inform the Senate that the

House of Representatives have appointed a committee to bring in a bill prescribing the times and places and manner of electing electors for the election of President and Vice-President of the United States, and the Senators of the United States' Congress.

A message from the House of Representatives by Mr. Bates.

Mr. President—The House of Representatives appointed Messrs. McFerron, Walton and Boulware, a committee on their part to act with such committee as shall be appointed on the part of the Senate, to receive proposals for doing the printing required by the present Session of the General Assembly.

A message from the House of Representatives by Mr. M. Arthur, their Clerk.

The message was the Governors' address to both Houses of the General Assembly, and ordered to be entered on the journals of the Senate, which was as follows:

*Fellow-Citizens of the Senate
and House of Representatives.*

Having been notified by you, that I have been called by the voice of my fellow-citizens to fill the office of Governor of the State of Missouri, it becomes my duty to enter upon the discharge of the important duties which the Constitution of our State has assigned to that magistrate. In doing so I cannot but feel the greatest diffidence and embarrassment, arising as well from want of experience in the affairs of civil administration, as from the present important political crisis of our country. Relying much however, upon the aid I shall receive from the Representatives of a liberal & enlightened people and above all relying upon the protection of that Supreme Being who watches over and directs the destinies of nations, I feel encouraged in entering upon the arduous task before me.

I congratulate you, gentlemen, upon the happy change which has just taken place in our political affairs. From a dependant condition of a Territorial government, we have passed into a sovereign and independent State, we have formed for ourselves a Constitution, which though, perhaps, not free from the imperfections incident to all human institutions, does honor to the character and intelligence of our infant State, and gives us every reason to expect, that we shall, without further difficulty, be admitted into the Federal Union.

Much remains yet to be done to ensure to ourselves the perfect enjoyment of all the inestimable blessings of self-government, and it becomes us, in the measures which we shall adopt to put the new government into operation, to act with a degree of prudence and deliberation, commensurate with the importance of the

duties to be performed, as the future character and prosperity of our country, in a very great degree, depend upon the measures of the first General Assembly.

You will have the constitution laid before you, which points out the principal subjects of immediate legislation to put the new government in operation.

It is deemed advisable to remind you that the election of President and Vice-President of the United States is approaching, and that it will be necessary to make provision as soon as possible for the election of three electors in this State, in order that we may have a voice in filling those highly important offices.

Gentlemen, I shall from time to time make to you such further communications as in the progress of your labors shall become necessary; and be assured, that I shall, at all times, most readily and cheerfully co-operate with you, to the best of my abilities, in all measures, calculated to promote the welfare of our country.

ALEXANDER M. NAIR.

In pursuance of a resolution of the House of Representatives, I herewith transmit a copy of the Governors' address delivered yesterday in presence of both Houses of the General Assembly.

St. Louis, Wednesday, } JOHN M. ARTHUR, Clerk of the
Sept. 20th, 1820. } House of Representatives.

Mr. Moore, reported from the committee, that they had prepared the rules and orders for the government of the Senate of the State of Missouri, whereupon it was ordered that they be read and engrossed, which was done accordingly.

On the question,

Shall the rules and orders reported by the committee be adopted as they stand engrossed, for the government of the Senate of the State of Missouri.

It was determined in the affirmative, and ordered to be entered on the journals of the Senate, which rules and orders are as follows:

Rules and Orders for the Government of the Senate of the State of Missouri.

1. The President shall take the chair every day at the hour to which the Senate shall have been previously adjourned, and on the appearance of a quorum, shall call the House to order, and cause the journals of the preceding day to be read, but a smaller number may adjourn from day to day, and compel the attendance of absent members, and any two members at any time after the hour has arrived to which the Senate has adjourned, may have a call of the House, and have the names of the absentees entered on the journals.

2. It shall be the duty of the President to preserve order, and he may speak on all questions of order in preference to any other member, rising from his seat for that purpose, and shall decide on all questions of order, subject to an appeal to the House.

3. All questions shall be put in this form : " You who are of opinion that, (as the case may be) say aye ; of the contrary opinion, say, no " and in doubtful cases the President may direct, or any member call for, a division.

4. All committees shall be nominated by the President, unless otherwise directed by the House, in which case, they shall be appointed by ballot.

5. Every member present when a question is taken shall vote, unless the House for special reasons excuse him.

6. Every motion shall be reduced to writing, if the President or any member require it.

7. A motion to adjourn shall always be in order, unless a member is speaking, and shall be decided without debate, and no member shall leave his seat after a question of adjournment is put, until the same shall be declared to be a vote by the President.

8. When a member is about to speak, he shall rise and respectfully address himself to the President, and when a member is speaking, no member shall pass between him and the chair.

9. The President shall preserve decorum, and if any member transgresses the rules of the House, the President shall, or any member may, call to order, in which case the member called to order shall immediately sit down, unless permitted to explain, and the House if appealed to, shall decide the case.

10. No member shall speak more than twice to one question, without leave of the House.

11. When a motion is made and seconded, it shall be stated by the President, or being in writing, it shall be handed to the chair, and read aloud by the President or Clerk, before debate.

12. After a motion is stated by the President, or read by the Clerk, it shall be deemed to be in possession of the House, but may be withdrawn at any time before a decision or amendment, by consent of the House.

13. While a question is before the Senate, no motion shall be received, unless, for an amendment, for the previous question, or for postponing the main question, or to commit it, or to adjourn.

14. The previous question shall be put in these words, " shall the main question be now put " it shall be admitted only on the demand of two members, and until decided shall preclude all amendment, and further debate on the main question.

15. Any member may call for a division of the question when the same will admit of it.

16. No committee shall sit during the sitting of the Senate without special leave.

17. The first reading of a bill shall be for information, and if objections shall be made, the question shall be, "shall the bill be rejected," if no objections be made, or if the question to reject be lost, the bill shall go to its second reading without a question.

18. Upon the second reading of a bill, the President shall state it is ready for commitment, or engrossing, and if committed, then the question shall be, whether to a select committee, or a committee of the whole, and the House shall determine, on what day, but if the bill be ordered to be engrossed, the House shall appoint the day, when it shall be read the third time.

19. A bill after commitment or report thereof, may be recommitted at any time before its passage.

20. In forming a committee of the whole, the President shall leave the chair and appoint a chairman to preside, but shall not vote in committee of the whole.

21. The President may, at any time leave the chair, and call any member of the Senate thereto, who shall be President of the Senate for the time being, and the President shall at pleasure resume the chair, and if the person called to the chair shall object, the question shall be decided by the Senate.

22. When a motion is made for an amendment of any bill or resolution, the movers name shall be inserted on the journal.

23. The rules of proceedings in this House shall be observed in the committee of the whole, so far as they may be applicable.

24. No member shall be permitted to vote on a subject in which he is immediately concerned.

25. No member in the minority of any vote declared, shall have a right to move for a reconsideration thereof.

26. No member shall call for the yeas and nays of any question after the same has been declared a vote by the President.

27. Any member may excuse himself from serving on a committee, if at the time of his appointment he shall be a member of three other committees.

28. Every bill originating in the Senate shall be introduced by a motion for leave, or by order of the House.

29. No bill shall pass the House until the third reading, nor shall any bill be read more than once on any one day.

30. If two or more members happen to rise at once, the President is to name the person who is to speak first.

31. No standing rule of the House shall be revised or amended without one days notice be given of the motion thereof.

32. No member shall absent himself from the service of the Senate, without leave of the House first obtained, and in case a less

number than a quorum of the Senate shall convene, they are hereby authorized to send the door-keeper or any other person or persons by them authorized for any absent member or members as the majority of the members present shall agree, at the expense of the absent member or members respectively; unless such excuse for non-attendance shall be made as the Senate, when a quorum is convened, shall judge sufficient.

33. It shall be the duty of the door-keeper to keep order in the lobby, and to obey the orders of the Senate from time to time.

34. It shall be the duty of the Clerk to keep an exact journal of all the proceedings of the Senate, and he shall from time to time be subject to such further orders as the Senate may direct.

35. No person except the members of the House of Representatives, their Clerk, the Governor, Secretary of State, Judges of the Supreme and Circuit Courts, Chancellor, Attorney General, and members of Congress, shall be admitted within the bar of the Senate during the sitting of the same, unless invited by a member.

On motion by Mr. Elinson,

Resolved, That a committee of three be appointed to take into consideration the expediency of electing one Representative to represent this State in the Congress of the United States for the residue of the sixteenth Congress, and a representative to represent this State in the Congress of the United States for the seventeenth Congress, with leave to report by bill or otherwise.

A message from the House of Representatives by Mr. McFerron,

Mr. President—On motion of Mr. Evans, the House came to the following resolution:

Resolved, By the House of Representatives of the State of Missouri, That a committee be appointed to draft a bill for locating the temporary seat of government till October, 1826. Messrs. Evans, McFerron, Hudspeth and Alcorn, were appointed that committee.

On motion by Mr. McGirk,

Resolved, That the Senate concur in appointing a committee to act jointly with the committee of the House of Representatives, in procuring rooms on the best terms for the present General Assembly, and that the House of Representatives be made acquainted therewith, and that Messrs. Cummings, Logan and Byrd, be the committee on the part of this House.

On motion of Mr. Perry,

It is ordered, that a committee of three be appointed to act jointly with the committee appointed by the House of Representatives, to receive proposals for such printing as the General Assembly may require, and ordered that Messrs. Perry, Bollinger

and Talbott, be that committee, and that the House of Representatives, be made acquainted therewith.

The Senate adjourned to nine o'clock to-morrow morning.

THURSDAY, SEPT. 21, 1820.

The Senate assembled pursuant to adjournment, present as yesterday.

The President of the Senate under the 21st Rule for the government of the Senate, left the chair, and called Mr. Emmons, a member of the Senate thereto, who was President of the Senate for the time being.

On motion of Mr. M'Girk,

Leave was granted to introduce the following resolutions.

Resolved, By the Senate, that there be a standing committee of elections raised, to consist of three members.

Resolved, That there be a standing committee of ways and means, to consist of two members.

Resolved, That there be a standing committee on the judiciary, to consist of not less than three members.

Resolved, That there be a standing committee of two members on finance.

A communication from the Governor by Mr. Pettus.

To the Honorable the Senate of the State of Missouri.

Gentlemen,

The Constitution of this State has made it the duty of the Governor, to nominate for your consideration a person as Secretary of State, for which office I take the liberty of nominating Joshua Barton, Esq.

With great respect, your obedient serv't.

A. M NAIR.

St. Louis, 21st Sept. 1820.

On motion by Mr. M'Girk,

Resolved, That there be a committee raised to enquire into the expediency of providing by law the emblems and devices of which the great seal of the State of Missouri shall consist, with leave to report by bill or otherwise, whereupon it was ordered that Messrs. M'Girk and Barcroft, be that committee.

On motion by Mr. Perry,

Ordered, That a committee of ways and means be appointed, according to a standing rule of this House, to provide for the use of the Senate all the necessary stationary, Ink-stands, Sand-boxes and Wafers, &c. during the present session of the General Assembly, whereupon it was further ordered, that Messrs. Perry and Talbott, be that committee.

On motion by Mr. McGirk,

Ordered, That the committee of ways and means be instructed to procure a convenient chair for the President of the Senate.

A message from the House of Representatives by Mr. Bates.

Mr. President—I am instructed to inform the Senate that the House of Representatives have concurred with the report of the joint committee from both Houses, for adopting the joint rules, with amendments thereto, which amendments are herewith sent, and by the concurrence of the Senate.

The amendment, the word "roll," in the 1st line 7th section.

A message from the House of Representatives by Mr. Leduc,

Mr. President—I am directed to inform the Senate, that the House of Representatives have acceded to the proposition of Abijah Hull, for the offer of three rooms for the present session of the General Assembly.

A communication from the Governor of the State of Missouri by Mr. Pettus, as follows:

To the Honorable the Senate of the State of Missouri.

Gentlemen,

The Constitution of Missouri has directed that an Attorney General shall be appointed by the Governor, by and with the advice and consent of the Senate, to fill which office, I beg leave to nominate Edward Bates, Esq.

With great respect, your obedient serv't.

A. M'NAIR.

St. Louis, 21st Sept. 1820.

Mr. Byrd of the committee appointed for that purpose, made the following report.

The joint committee appointed to receive proposals for rooms for the General Assembly, respectfully report, that they have received sundry proposals, and due consideration thereof recommend that the three rooms offered by Abijah Hull free of expense, be accepted.

On motion,

Resolved, That the preceding report of the committee was accepted; and ordered, that the Senate adjourn to the three rooms furnished the General Assembly by Abijah Hull, to ten o'clock tomorrow morning.

FRIDAY, SEPT. 22, 1820.

The Senate assembled pursuant to adjournment, present as yesterday.

On motion made and seconded, to shut the doors of the Senate on the discussion of any business which may, in the opinion of a

member, require secrecy, the President shall order the gallery to be cleared, and, during the discussion of such motion, the door shall remain shut.

On the question being put, shall the foregoing rule be adopted as one of the standing rules of this house, whereupon it was unanimously agreed to.

A message from the House of Representatives by Mr. McGirk,
Mr. President—I am instructed to inform the Senate, that Joshua Barton, a member of the House of Representatives from the county of St. Louis, has resigned his seat therein.

On motion by Mr. McGirk,

Ordered, That the clerk read the first communication which this house received from the Governor, and after being read, it was further ordered, that the consideration thereof be postponed to three o'clock this evening.

On motion by Mr. McGirk,

Resolved, That when the Senate shall think their business requires it, they will elect one assistant clerk for this house, who shall, when elected, be subject to the same rules as the principal clerk of this house now is.

On motion by Mr. Emmons,

The question was put, "will the house now take and consider the second communication of the Governor," it was determined in the affirmative.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate that the House of Representatives have agreed to the joint rules of both houses, as amended by the Senate, and he withdrew.

On motion by Mr. Emmons,

Mr. President—I move that the house now proceed to the consideration of, and act upon, the first communication of the Governor.

It was ordered that the clerk read the communication above referred to, which was as follows:

To the honorable the Senate of the State of Missouri.

Gentlemen—The Constitution of this state has made it the duty of the Governor to nominate for your consideration a person as Secretary of State, for which office I take the liberty of nominating Joshua Barton, Esq.

A. M'NAIR.

St. Louis, 21st Sept. 1820.

On motion by Mr. Perry,

Mr. President—I move that the house adopt the following resolution:

Resolved, That the Senate do advise and consent that the Gov-

Governor appoint Joshua Barton, Esquire, Secretary of the State of Missouri, in pursuance of the nomination of the Governor.

And on the question "will the Senate advise and consent that the Governor appoint Joshua Barton, Esq. Secretary of the State of Missouri, in pursuance of the Governor's nomination," it was determined in the negative—Yeas 5, Nays 7.

The yeas and nays having been required, those who voted in the affirmative are,

Messrs. Cooper, McKirk, Moore, Perry and Talbott.

Those who voted in the negative are,

Messrs. Barcroft, Bollinger, Byrd, Cummings, Clark, Emmons and Logan.

On motion,

Resolved, That the Senate advise and do consent that the Governor appoint Joshua Barton, Esquire, to fill the office of Secretary of State.

And, Ordered,

That Messrs. Emmons, Clark and Bollinger, be appointed a committee to wait on the Governor and communicate to him this resolution of this House, and the following:

To the Governor of the State of Missouri.

Sir,

It is provided by the constitution of this state, that there shall be a Secretary of State, whom the Governor, by and with the advice and consent of the Senate, shall appoint.

Now therefore, by virtue of the power vested in the Senate, by the constitution of this state the Senate do advise and consent that Joshua Barton, Esq. be appointed Secretary of this State by the Governor thereof.

Done in the Senate Chamber, this twenty-second day of September, one thousand eight hundred and twenty, and of the Independence of the United States of America the forty-fifth.

WILLIAM H. ASHLEY, *President of the Senate,*

JOHN S. BRICKEY, *Clerk of the Senate.*

A message from the House of Representatives by Mr. Bates.

Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed a bill entitled "an act prescribing the manner of electing Senators from this state to the Congress of the United States, and the form of their credentials," and ask the concurrence of the Senate thereto.

On motion of Mr. Emmons,

Resolved, That the second communication of the Governor to this House, be indefinitely postponed.

On motion,

The Senate adjourned to nine o'clock to-morrow morning.

SATURDAY. SEPT. 23, 1820.

The Senate assembled pursuant to adjournment, present as yesterday.

A message from the House of Representatives by Mr. M'Arthur, their Clerk.

Mr. President—I am instructed to inform the Senate that sundry proposals have been made in writing to the committee on that subject on the part of the House of Representatives, for the printing for the present General Assembly, and that the House of Representatives have accepted the proposals of James C. Cummings for the job printing. I have also been instructed by the House of Representatives to furnish the Senate with copies of said proposals, which copies are herewith delivered; and he withdrew.

On motion by Mr. Emmons,

Resolved, That the House now take up the bill entitled, an act prescribing the manner of electing Senators from this state to the Congress of the United States, and the form of their credentials, which was twice read, the House having dispensed with the rule.

On motion,

Ordered, That the bill be committed to a committee of the whole House, and made the order of the day for Monday next.

Report by Mr. Perry, of the committee appointed to act jointly with committee of the House of Representatives, to receive proposals for the printing that may be necessary by the General Assembly, that the House of Representatives have received proposals for the same which are herewith presented to the Senate for their consideration.

On motion by Emmons,

Resolved, That the Senate concur with the House of Representatives in accepting the proposals of James C. Cummings for the job printing, and that the House of Representatives be made acquainted therewith.

A message from the House of Representatives by Mr. Bates.

Mr. President—I am instructed to inform the Senate that it is resolved by the House of Representatives, that Messrs. M'Ferron, Walton and Roger, are appointed a committee to act jointly with such committee as may be appointed by the Senate, to make enquiry concerning the journals of the late convention of this state, and to report such measures, as may be necessary to carry into effect, the resolutions of the convention for the publication and distribution of said journals, and he withdrew.

On motion,

Resolved, That the Senate concur with the House of Represent-

atives in appointing a committee to act jointly with them, to make inquiry concerning the journals of the late convention of this state, and to report such measures as may be necessary to carry into effect the resolutions for the publication and distribution of said journals, and ordered, that Messrs. Emmons, Clark and Bent, be that committee, and that the House of Representatives be made acquainted therewith.

On motion by Mr. Barcroft,
Resolved, That the committee of ways and means be instructed to procure from the surveyor general, a map of the State of Missouri for the use of the Senate.

On motion,
 The Senate adjourned to Monday morning nine o'clock.

MONDAY, SEPT. 25, 1820.

The House resolved itself into a committee of the whole, Mr. Clark in the Chair.

After debate the President resumed the chair, and Mr. Clark made the following report, to wit:

Mr. President—The committee of the whole House have had under consideration the bill prescribing the manner of electing Senators from this state to the Congress of the United States, and the form of their credentials, report the same with sundry amendments thereto.

On motion by Mr. McGirk,
 To strike out the whole of the first amendment as reported by the committee, which was as follows, the 4th line, 1st section. after the word "states," insert "the House of Representatives shall on a day appointed by them for that purpose, nominate to the Senate by a majority of all the members present, one or two persons as the case may require, to represent this state in the Senate of the United States, and if the Senate concur in the nomination made by the House of Representatives by a majority of all the members present, in both or either of the persons nominated, such person or persons shall be declared duly elected to represent this state in the Senate of the United States, but in case the Senate do not concur with the House of Representatives, in one or both of the persons nominated, it shall be the duty of the Senate to nominate to the House of Representatives, by a majority of all the members present, a person to fill the vacancy of each nomination by them rejected, and shall notify the House of Representatives of the name of the person rejected, and the name of the person nominated to fill such vacancy, and if the House of Representa-

tives concur in the nomination of the Senate, by a majority of all the members present, the person so nominated and concurred in, shall be duly elected to represent this state in the Senate of the United States, but in case the House of Representatives do not concur in the nomination made by the Senate, the House of Representatives shall nominate a person to fill the vacancy of each nomination by them rejected, and shall notify the Senate of the name of the person rejected, and the name of the person nominated to fill such vacancy, and the Senate and the House of Representatives shall proceed in the manner aforesaid, until two persons are duly elected to represent this state in the Senate of the United States: *Provided*, That neither the Senate nor the House of Representatives shall be at liberty to nominate the same person the second time, unless such nomination shall be made by a majority of all the members elected in that House where such nomination shall be made."

On the question,

Shall the amendment be stricken out, it was determined in the affirmative. yeas 7, nays 6.

Those who voted in the affirmative are,

Messrs. Cummins, Cooper, Clark, McGirk, Moore, Perry and Talbott.

Those who voted in the negative are,

Messrs. Bent, Barcroft, Bollinger, Byrd, Emmons and Logan.

On the question being put,

Shall the bill as amended be passed to a second reading, it was decided in the affirmative, yeas 10, nays 3, and ordered that the amendments to said bill be engrossed.

On motion,

The Senate adjourned to nine o'clock to-morrow morning.

TUESDAY, SEPT. 26, 1820.

The Senate assembled pursuant to adjournment, present as yesterday.

On motion by Mr. Emmons,

Ordered, That Messrs. Bent, Perry and Talbott, be a committee of enrollments on the part of the Senate to act jointly with such committee as may be appointed, on the part of the House of Representatives, and that the House of Representatives be made acquainted therewith.

On motion by Mr. Bollinger,

To reconsider the resolution of the House yesterday, on the subject of voting for Senators from this state to the Congress of the United States by ballot, instead of *viva voce*.

And on the question being put, it was determined in the affirmative, yeas 10, nays 3.

The yeas and nays having been required, those who voted in the affirmative are,

Messrs. Bent, Barcroft, Bollinger, Boyd, Cummings, Cooper, Clark, Emmons, Logan and Talbott.

Those who voted in the negative are,

Messrs. M Girk, Moore and Perry.

On motion,

Ordered, That the further consideration of the bill be postponed until to-morrow, and then be the order of the day, and to be read a third time for its final passage.

On motion by Mr. Emmons,

Resolved, That the House now take up and act upon the last communication of the Governor, and ordered that the communication be read, which was as follows :

" Gentlemen of the Senate,

I have had under consideration a resolution of the Senate of the 22d September instant, disagreeing to recognize the nomination of Joshua Barton, Esq. to be appointed Secretary of the State of Missouri, which nomination was made by the Governor of said state to the Senate, and also a notification of the same date from the Senate, informing the Governor that "by virtue of the power vested in the Senate, by the Constitution of this state, the Senate do advise and consent that Joshua Barton, Esq. should be appointed Secretary of this state by the Governor thereof."

"And after the most mature deliberation which I have been able to bestow upon the subject, and myself under the disagreeable necessity of declining at present to make the appointment, entertaining an opinion differing from that of the Senate, as to the constitutional manner of appointing that officer.

"According to the construction which the Senate put upon the Constitution, that body is in the first instance to advise and consent who is to be appointed to that office, and the Governor shall thereupon appoint such person without exercising any discretion in the matter.

"According to the construction which the Governor had put upon the Constitution, he was in the first instance to nominate or propose the person to be appointed, and the Senate could assent or dissent to the appointment proposed, in which latter case other nominations should be made until the Governor and Senate concurred.

"Differing thus widely in opinion, it becomes necessary to enter into the reasons upon which those opinions are founded, in order that the doubts on one side or the other may be reasoned, and

a correct construction be put upon the Constitution, in the first instance to serve as a precedent hereafter.

"Article 3, Sec. 21, provides that "there shall be a Secretary of State, whom the Governor, by and with the advice and consent of the Senate shall appoint;"

"In the first place it does not appear to me that the words of this clause will bear the construction put upon them by the Senate.

"By that construction the Senate do to all intents and purposes appoint and the Governor merely commission. I am obliged to believe if the makers of the Constitution had intended to vest such a power in that body, they would have employed more apt and less ambiguous words, especially as they had before them so many constitutions and laws in which provisions were to be found for appointing by one authority, and commissioning by another, in all of which the idea is clearly and unequivocally expressed.

"But in the case before us the Governor is to appoint, he is to do the efficient act, and the Senate are to advise and consent.—Now it would seem that the act to be done, should first be proposed, before advice and consent as to the propriety of doing it can properly be given.

"The Governor cannot appoint until the Senate do consent, but it does not follow that he is necessarily obliged to do what they advise and consent to.

"The word advise, seems necessarily to convey the idea of discretion in the person advised, to receive or reject the advice given. And consent, necessarily carries the idea of a previous proposition to which the consent is given.

"I therefore conclude that the words *advise* and *consent* were not intended as synonymous with command and direction.

"If we look to the general tenor and spirit of the Constitution to explain any ambiguity in the particular clause in question, we find nothing to aid the construction given by the Senate. It is a favorite object of our republican institutions, and seems to have been particularly so of our own Constitution, to guard against the abuse of power, by trusting but little in the same hands, and never vesting it in one branch of the government, without placing somewhere else a controlling power. To prevent abuse under our Constitution most officers derive their authority immediately from the qualified electors. Of those who do not derive their appointments from this source, the first in importance, the Judges of the Supreme Court, Judges of the Circuit Courts, and the Chancellor, the Governor nominates, and by and with the advice and consent of the Senate appoints; and one very important officer, the Treas-

urer, is appointed by the joint vote of the two Houses of the General Assembly. But it is remarkable that in no single instance is the appointment of any officer of general public nature, in clear, express, and unambiguous terms vested exclusively in either branch of the General Assembly. Hence it is fairly to be inferred that was not a favorite manner of appointment; and if we are compelled in a doubtful case to resort to intendment and construction, it should be in favor of those modes of appointment adopted in other cases where there is no ambiguity of expression. I therefore conclude, from the general spirit of the Constitution, that the appointment of a Secretary of State was intended to be vested in the Governor and Senate, each possessing a controlling authority to operate as a check upon the other; and that the appointment ought to be made in the manner pointed out by the Constitution itself in other similar cases. If we look to those approved Constitutions, the principles of which are so frequently incorporated into our own, we find no instance of such a power being vested exclusively in one branch of the Legislature.

"The mode of appointment usually adopted in those Constitutions are either by a joint vote of the two Houses, or by the Governor and Senate, in which latter case, the Governor nominates, and, by and with the advice and consent of the Senate, appoints. I cannot, therefore, believe that our Constitution intended to adopt new mode of appointing a Secretary of State and some other officers. A mode which has not been tested by the experience of our mother states; which is at variance with the principles of our own Constitution adopted in so many other cases; and which is expressed in language that certainly leaves no room to doubt whether such was the intention.

"For these reasons, which are respectfully submitted to the Senate, I have been induced to defer the appointment which they have advised and consented should be made, and to request of that body a re-consideration of the subject.

"I have the honor to be, very respectfully, your ob't. serv't.

"A. M. NAIR."

St. Louis, 25th Sept. 1820."

On motion by Mr. Clark.

To reconsider the resolution of the House, and the communication thereof to the Governor, relative to the appointment of a Secretary of the state of Missouri.

On the question, it was determined in the affirmative.

On motion by Mr. McGirk.

To recede from claiming the right to nominate to the Governor a Secretary of State.

On the question being put, it was determined in the affirmative.

On motion by Mr. Emmons,

Resolved, That the Senate do advise and consent that the Governor appoint Joshua Barton, Esq. Secretary of State, in pursuance of his nomination. And

Ordered, That the Governor be made acquainted therewith; and that Messrs. Perry, Byrd and Clark be appointed a committee for that purpose.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed by the House of Representatives to inform the Senate, that they have appointed Messrs. Leduc, M Ferron, Smiley, Bates, Devore, and Graves, to act jointly with such committee as has been appointed by the Senate, as an enrolling committee, and he withdrew.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, SEPT. 27, 1820.

The Senate assembled.

On motion by Mr. Emmons,

Resolved, That a committee be appointed to act jointly with such committee as the House of Representatives may appoint, to procure a suitable room for the Senate.

Ordered, That Messrs. Emmons, Cooper and Logan, be that committee, and that Mr. Emmons acquaint the House of Representatives therewith.

On motion by Mr. M'Girk,

Resolved, That the Clerk of the Senate, and Door-keeper, shall respectively take an oath, that they will not, at any time, disclose any thing that may come to their knowledge, when the Senate acts with closed doors.

The Senate resumed the consideration of the bill prescribing the manner of electing Senators from this State to the Congress of the United States, and form of their credentials, which bill was read a third time.

On the question,

Shall the bill pass as amended, it was determined in the affirmative, and ordered that Mr. M'Girk notify the House of Representatives thereof.

A message from the House of Representatives by Mr. M'Ferron.

Mr. President—I am instructed to inform the Senate, that the joint committee appointed on the part of the House of Representatives to make enquiry concerning the journals of the late

Convention have been instructed further to enquire if any errors and omissions have taken place in printing the Constitution, with leave to report by bill or otherwise.

On motion by Mr. Emmons,

Resolved, That the House now proceed to the classification of the Senate, agreeably to the provisions of the 7th section of the 3d article of the Constitution, and on all the members present, drawing according to the regulations by them made, the result was as follows :

From the Senatorial District composed of the counties of Howard and Cooper, Messrs. Barcroft and Cooper were in the first class, and Messrs. Clark and Cummins, were in the second class.

From the Senatorial District composed of the counties of Montgomery, Franklin, Washington and Jefferson, Mr. Perry was in the first class, and Mr. Talbott in the second class.

From the Senatorial District composed of the county of St. Charles, Mr. Emmons was in the second class.

From the Senatorial District composed of the counties of Lincoln and Pike, the member being absent, the President, by order of the House, drew for him, and he was in the first class.

From the Senatorial District composed of the county of St. Louis, Mr. Bent was in the first class, and Mr. McGirk in the second class.

From the Senatorial District composed of the counties of St. Genevieve, Madison and Wayne, Mr. Moore was in the first class, and Mr. Logan in the second class.

And from the Senatorial District composed of the counties of Cape Girardeau and New-Madrid, Mr. Bollinger was in the first class, and Mr. Byrd in the second class.

Ordered that the House of Representatives be informed of the classification of the Senate.

A message from the House of Representatives by Mr. Harris.

Mr. President—I am instructed to inform the Senate that Messrs. Harris, Hall and Leduc, have been appointed a committee on the part of the House of Representatives to act jointly with the committee appointed by the Senate to procure a chamber for the Senate.

A message from the House of Representatives by Mr. Bates.

Mr. President—I am instructed to inform the Senate, that the House of Representatives have concurred in the amendments to the bill prescribing the manner of electing Senators from this state to the Congress of the United States, and form of their credentials, as reported by the Senate to the House of Representatives.

On motion by Mr. Moore,

Resolved, That a committee of three be appointed to prepare a memorial, requesting the Congress of the United States to extend the right of pre-emption to all persons residing on the public lands in the state of Missouri.

Ordered, That Messrs. Moore, Barcroft and Bollinger, be that committee.

A message from the House of Representatives by Mr. Bates.

Mr. President—I am instructed to inform the Senate that the House of Representatives have amended the title of the bill, prescribing the manner of electing Senators from this state, to the Congress of the United States and form of their credentials, in the first line thereof, so as to read "an act," instead of "a bill."

On motion by Mr. Emmons,

Resolved, That the Senate concur with the House of Representatives in the foregoing amendment to the bill, and ordered that the House of Representatives be notified thereof accordingly.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

THURSDAY, SEPT. 28, 1820.

The Senate assembled.

Mr. McGirk reported from the committee, that they had taken into consideration the subject, of providing by law the great seal of the State of Missouri, and beg leave to report by bill, which is herewith submitted.

Mr. Perry, from the joint committee appointed for the purpose, reported that the enrolling committee have examined and found duly enrolled the act prescribing the manner of electing senators from this state to the Congress of the United States, and form of their credentials.

The President of the Senate signed the enrolled act, reported to have been examined, and it was delivered to the committee to be laid before the Governor for his approbation.

Mr. Emmons, from the committee, made the following report: That Mr. Abijah Hull, proposed to let the Senate have his large room on the lower floor of the house now occupied by the General Assembly, on the condition that the room now occupied by the Senate be at his disposal, and that he receive two dollars per day as an additional compensation for the large room.

On the question,

Will the House accept of the proposition made by Abijah Hull to furnish the Senate with a suitable room, it was determined in

the negative, and ordered that the House of Representatives be notified accordingly.

On motion by Mr. Emmons,

Resolved, That the Senate and House of Representatives of the State of Missouri, do as an evidence of their distinguished respect for the memory of their late highly meritorious fellow-citizen, Col. Daniel Boone deceased, agree to wear crape on the left arm for the space of twenty days from this date,

To which resolution, the House unanimously agreed.

On motion by Mr. M'Girk,

Resolved, By the Senate and House of Representatives, that the joint committee appointed to procure a convenient room for the Senate be further instructed to receive proposals for two convenient rooms for the use of the General Assembly, during the present session of the General Assembly, with directions to report to the respective Houses,

Ordered, That the House of Representatives be notified accordingly, and that the Senate pray their concurrence herein.

On motion by Mr. Emmons,

Resolved, That Messrs. Emmons, Cummins and Byrd, be the committee of finance, agreeably to a standing rule of this House.

Mr. Bent reported from the committee, that they this day laid before the Governor of the state of Missouri, the enrolled act prescribing the manner of electing senators from this state to the Congress of the United States, and form of their credentials,

On motion by Mr. M'Girk,

Resolved, That the committee on finance be instructed to enquire into the annual amount of the state revenue as provided by the Territorial mode of taxation, that the said committee be required further to present to this House the legitimate objects of taxation in the state, with the probable income, with an estimate of the annual expenditures of government at present.

On motion by Mr. Emmons,

The House adjourned to 9 o'clock to-morrow morning.

FRIDAY, SEPT. 29, 1820.

The Senate assembled.

Mr. Moore, of the committee, made the following report :

That they had drawn up a memorial, requesting the Congress of the United States to extend the right of pre-emption to all persons residing on public land in the state of Missouri.

On motion by Mr. M'Girk,

The bill providing for the great seal of the state of Missouri, was taken up and read a second time.

And, on motion, it was referred to a committee of the whole House, Mr. Barcroft in the chair. After some time spent therein, Mr. President resumed the chair, and Mr. Barcroft made the following report :

That the committee had had the bill under consideration, and returned the same with some amendments thereto.

On motion by Mr. M'Girk,

Ordered, That the committee of ways and means be instructed to procure a suitable book in which may be kept a journal of the executive business.

On motion by Mr. M'Girk,

Resolved, That a joint committee of both Houses be raised, to receive proposals for two convenient rooms for the use of the General Assembly during the present session, with directions to report to the respective Houses.

Ordered, That Messrs. M'Girk, Logan and Byrd, be the committee on the part of the Senate, and that the House of Representatives be notified thereof accordingly.

On motion by Mr. Moore,

The memorial to Congress to extend the right of pre-emption, to all persons residing on public land in the state of Missouri, was read a second time and made the order of the day for to-morrow, the rule of the House having been dispensed with.

A message from the House of Representatives by Mr. Bates.

Mr. President—I am instructed to inform the Senate, that the Governor did, on the 23th day of Sept. 1820, approve and sign the act prescribing the manner of electing Senators from this state to the Congress of the United States, and the form of their credentials, and he withdrew.

A message from the House of Representatives by Mr. Rutter.

Mr. President—I am instructed to inform the Senate that the House of Representatives have come to the following resolution :

Resolved, By the General Assembly of the State of Missouri. That the Senate and House of Representatives, will proceed on Monday next at three o'clock P. M. to the election of two Senators from this state in the Senate of the United States, by a joint vote of both Houses in the Representative chamber, to be given *viva voce*, and he withdrew.

A message from the House of Representatives by Mr. Alcorn.

Mr. President—I am instructed to inform the Senate that Messrs. Devore, M'Girk and Hudspeth, are appointed on the part of the House of Representatives to act jointly with the committee appointed by the Senate, to receive proposals for two rooms for the present session of the General Assembly, and he withdrew.

A message from the House of Representatives by Mr. M'Arthur, their Clerk.

Mr. President—I am instructed by the House of Representatives to inform the Senate, that the Governor has this day made a communication for the consideration of the General Assembly, respecting the friendly disposition of the states of Pennsylvania and Virginia, with regard to an interchange of laws, and also a document from the Secretary of the State of New-Hampshire on the same subject, and I am further directed to furnish the Senate with copies thereof, which copies are herewith delivered, and he withdrew.

To the Senate and House of Representatives.

I transmit to the General Assembly a copy of a resolution of the General Court of the state of New-Hampshire, upon the subject of an interchange of laws between that and the respective states of the union, which resolution together with the three sets of statutes of that state, passed at the last session of the General Court, have been forwarded by the Secretary of that state to the Secretary of Missouri, for the use of this state.

The Secretary of the state of Pennsylvania, in obedience to an act of the Legislature of that state, has transmitted to the executive of this state, three copies of the laws passed at the last session of the Legislature of that state, one copy for each branch of the General Assembly, and one for the use of the executive department, and also one copy of Smith's edition of the laws of Pennsylvania, consisting of five volumes, commencing the 14th day of October, 1700, and ending with the 31st day of March 1812.

From the executive of Virginia, similar demonstrations of the friendly feelings of that state towards our government have been given, by the valuable present of a complete collection of the laws of Virginia, from the first session of a legislature therein, in 1619 down to the year 1755, and also a collection in two volumes after a revision and re-enactment of all the laws of a general and permanent nature now in force in Virginia, with a copy of the last session of the legislature of that state.

Considering the great advantage this state must derive from an interchange of statutes with our sister states, I will recommend to the General Assembly the propriety of passing a resolution consenting to the proposition of the senate of New-Hampshire, and authorizing the executive to reciprocate the friendly attentions of other states, that may favor us with the gift of their statutes.

I have the honor to be, very respectfully,

your ob't serv't.

A. M'NAIR.

St. Louis, Sept. 28th, 1820

State of New-Hampshire,

IN SENATE JUNE, 20, 1820.

Resolved, That whenever a new edition of the statutes of this state shall be published, it shall be the duty of the Secretary to forward three sets thereof to each state in the union, and that he forward annually to each state three sets of all such statutes, as his Excellency, the Governor for the time being, may direct. *Provided*, Such state shall consent to an annual exchange, and that the Secretary be directed to correspond with the several states, through the medium of their respective Secretaries for the above purposes. Sent down for concurrence.

WILLIAM PLUMER, *President*.

IN THE HOUSE OF REPRESENTATIVES, JUNE 20, 1820.

Read and concurred in.

CLEMENT STORRS, *Speaker*.

Approved, June 20th, 1811.

JOHN LANGDON, *Governor*,

Attest,

SAMUEL SPARHAWK, *Secretary*.*Secretary's Office, August 2d, 1820.**Sir,*

Pursuant to the above resolution, I transmit herewith for the use of the state of Missouri, three sets of the statutes of this state, passed at the last session of the General Court.

I have the honor to be very respectfully,

your ob't serv't.

SAMUEL SPARHAWK, *Sec'y*.*The Sec'y. of the State of Missouri.*

On motion,

Resolved, That the Senate do not concur with the House of Representatives, in passing the resolution to proceed to the election of two Senators from this state to the Congress of the United States on Monday next, and ordered, that the House of Representatives be notified thereof accordingly.

On motion by Mr. M'Girk,

Ordered, That a committee be appointed to draft a resolution for the interchange of statutes from this state to the several states of New-Hampshire Pennsylvania and Virginia, and make report thereof to this House, and ordered further that Messrs. M'Girk, Bent and Barcroft, be that committee.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

SATURDAY, SEPT. 30, 1820.

The Senate assembled.

On motion by Mr. Emmons,

Leave was granted for him to absent himself from this House, for a short time.

A message from the House of Representatives by Mr. Devore.

Mr. President—I am instructed to inform the Senate, that on motion of Mr. Devore, the House of Representatives came to the following order:

Ordered, That the House of Representatives of the state of Missouri, do, by message to the Senate of said state, invite that body to assemble in the chamber of Representatives, on Monday next, at three o'clock in the afternoon, for the purpose of electing, by a joint *viva voce* vote of both Houses, two Senators to the Congress of the United States, pursuant to the statute in that case made and provided, and he withdrew.

A message from the House of Representatives by Mr. Evans,

Mr. President—I am instructed to inform the Senate that Messrs. Alcorn, Harris and Stephenson, have been appointed a committee on the part of the House of Representatives, to act jointly with such committee as the Senate may appoint on their part, to examine the situation of the Treasurer's office, and he withdrew.

Agreeably to the orders of the day, the House resolved itself into a committee of the whole, on the memorial to Congress (as reported by the committee) requesting the right of pre-emption to be extended to persons now residing on public lands in the state of Missouri. Mr. Bent in the chair,

After debate, the President resumed the chair, and Mr. Bent of the committee made the following report.

That the committee herewith report the memorial as amended.

On the question,

Will the house agree to the report of the committee,

It was determined in the affirmative.

And on the question,

Will the house agree to the memorial reported by the committee, as amended,

It was determined in the affirmative.

On motion,

Ordered, That the memorial and resolution be engrossed and read a third time on Monday next.

On motion by Mr. McGirk,

The message from the House of Representatives by Mr. Devore was taken up and read.

On motion by Mr. M-Girk,
To strike out the words "*viva voce*," and insert in lieu thereof
the words "*by ballot*."

On the question,
Shall the words "*viva voce*" be stricken out, it was determined
in the negative—Yeas 2, Nays 10.

Those who voted in the affirmative are,
Messrs M-Girk and Moore.

Those who voted in the negative are,
Messrs. Bent, Barcroft, Bollinger, Byrd, Cummins, Cooper, Clark, Emmons, Logan, and Perry.

On the question,
Will the Senate concur in the request of the House of Representatives, agreeable to their message to the Senate by Mr. Devore, it was determined in the affirmative—Yeas 10, Nays 2.

Those who voted in the affirmative are,
Messrs. Bent, Barcroft, Bollinger, Byrd, Cummins, Cooper, Clark, Emmons, Logan, and Perry.

Those who voted in the negative are,
Messrs. M-Girk and Moore

Ordered, That the House of Representatives be notified of the concurrence of the Senate to their request, for both Houses to assemble in the chamber of representatives, on Monday next, at 3 o'clock in the afternoon, to elect by a joint *viva voce* vote, two Senators to the Congress of the United States.

Mr. Bent from the committee appointed for the purpose, made the following report :

That they had taken into consideration the subject of interchanging the statutes of this state with the other states in the Union, and herewith returned a resolution for the consideration of the house; which was read, and the rule being dispensed with, said resolution was read a second time.

On motion,
It was agreed that the further consideration of the said resolution be postponed and made the order of the day for Monday next.

On motion by Mr. Emmons,
The House adjourned to Monday morning, 9 o'clock

MONDAY, OCTOBER 2, 1920.

The Senate assembled.

On motion by Mr. M-Girk,
The bill to provide for the great seal of the state of Missouri was referred to a select committee.

Ordered, That Messrs. M'Girk, Barcroft and Moore, be that committee.

On motion,

The House resolved itself into a committee of the whole on the resolution for interchanging the statute laws of this state, with the other states in the Union, Mr. Moore in the chair, and after some deliberation, the President resumed the chair, and Mr. Moore of the committee reported that they had under consideration the foregoing resolution and return the same with amendments.

A message from the House of Representatives by Mr. M'Girk,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed an "act prescribing the manner of appointing electors of President and Vice-President of the United States," and also an "act concerning the powers of the General Assembly in certain cases, and the privileges of the members thereof," which acts are herewith sent to the Senate for their concurrence, and he withdrew.

On motion,

Ordered, That the Clerk of the Senate be directed to take the above mentioned acts to the House of Representatives for the signature of their Clerk, which was done.

A message from the House of Representatives by Mr. Rutter,

Mr. President—I am instructed to inform the Senate that the House of Representatives have this day passed "an act to establish an academy in the town of Jackson, County of Girardeau, and ask the concurrence of the Senate thereto.

A message from the House of Representatives by Mr. M'Girk,

Mr. President—On motion by Mr. M'Girk, the House came to the following resolution,

Be it Resolved, by the House of Representatives, That any member of the Senate, their Clerk, Secretary of State, Judges of the Supreme Court, Chancellor, Judges of the Circuit Courts and members of Congress, shall be permitted to take a seat within the bar of this house.

A message from the House of Representatives by Mr. Smith,

Mr. President—I am instructed to inform the Senate that the House of Representatives are now ready to proceed to the choice of Senators to represent this state in the Congress of the United States, and that their attendance in the Representative Chamber is requested, and he withdrew.

The Senate then proceeded to the Representative Chamber and by a joint vote of both Houses of the General Assembly, taken *viva voce*, all the members present voted as follows, to wit :

For DAVID BARTON,

Messrs. Alcorn, Allen, Bates, Boulware, Boone, Ball, Bent, Barcroft, Cummins, Cooper, Clark, Emmons, Evans, Harris, Hall, Leduc, Lillard, McGirk, of St. L. McGirk, of H. M'Farland, Monroe, Musick, Farmer, Rogers, Ralls, Smiley, Stewart, Smith, Walton, Waters, St. G. Waters, N. M. Williams, Wright, and Caldwell Sp. 34.

For THOMAS H. BENTON,

Messrs. Alcorn, Allen, Boulware, Boone, Ball, Barcroft, Emmons, Devore, Elston, Evans, Graves, Hall, Harris, Johnson, Leduc, Lillard, McGirk, St. L. McGirk, H. Moore, Farmer, Ralls, Smiley, Smith, Waters, St. G. Waters, N. M. Williams and Wright. 27.

For JOHN B. C. LUCAS.

Messrs. Bollinger, Byrd, Devore, English, Hudspeth, Johnson, Logan, Murphy, M'Ferron, Rogers, Perry, Rutter, Rubottom, Strother, Stephenson, and Caldwell Sp. 16.

For HENRY ELLIOTT,

Messrs. Bates, English, Graves, Hudspeth, Logan, Murphy, Rutter, Relfe, Rubottom, and Stephenson. 10.

For JOHN R. JONES,

Messrs. Bollinger, Byrd, Emmons, Moore, M'Ferron, Perry, Relfe, Strother and Walton. 9.

For NATHANIEL COOK,

Messrs. Bent, Cooper, Clark, Elston, M'Farland, Monroe, Musick and Stewart. 8.

And after all the votes were thus taken and counted, it appeared that

DAVID BARTON & THOMAS H. BENTON,

were duly elected Senators from this state, to the Congress of the United States; they having a majority of all the votes given, and the President of the Senate, in presence of both Houses of the General Assembly, declared the said DAVID BARTON, and THOMAS H. BENTON, duly elected.

The Senate then returned to their Chamber, and on motion, the House adjourned to 9 o'clock to-morrow morning.

TUESDAY, OCT. 3, 1820.

The Senate assembled.

On motion,

Ordered, That the act prescribing the manner of appointing electors for the election of President and Vice-President of the United States, be read, which was done.

On motion by Mr. Emmons,

To strike out the 2d, 3d, 4th and 5th sections of the said act.

On the question being put, shall the 2d, 3d, 4th and 5th sections be stricken out, it was determined in the affirmative.

Ordered, That the said act be engrossed, and read a third time to-morrow.

On motion by Mr. Moore,

The memorial and resolution of the General Assembly to Congress, requesting the right of pre-emption to be extended to settlers on public land in this state, was read a third time and agreed to.

On motion by Mr. Bent,

The resolution providing for an interchange of statute laws with the several states and territories in the Union, was taken up and read a second time, and ordered that the same be engrossed with the amendments, for a third reading.

On motion by Mr. Emmons,

The act concerning the powers of the General Assembly in certain cases, and the privileges of the members thereof, was taken up and read a second time, and

On motion,

Ordered, That the same be referred to a committee of the whole, and made the order of the day for to-morrow.

On motion by Mr. Bent,

Leave was granted to introduce the following resolution.

Resolved, By the General Assembly of the State of Missouri,
That there be elected * * * * *
Clergymen of different denominations, to preach alternately on Sundays, during the session of the Legislature, provided, the services of the clergymen elected can be had without expense to the state.

On the question,

Shall the resolution be rejected, it was determined in the affirmative, yeas 9, nays 2.

Those who voted in the affirmative, are,

Messrs. Barcroft, Bollinger, Byrd, Cummins, Cooper, Clark, Logan, McGirk and Moore.

Those who voted in the negative, are,

Messrs. Bent and Emmons.

On motion by Mr. Emmons,

The bill entitled an act regulating the appointment of Sheriff and Coroner, was taken up and read, and the rule being dispensed with, it was read a second time, and

On motion,

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for this day.

On motion by Mr. Bent,

The resolution providing for the interchange of statute laws with the several states in the Union, was read a third time.

On the question,

Shall the resolution pass, it was decided in the affirmative, and

Ordered, That the House of Representatives be notified thereof accordingly.

Mr. Perry asked and obtained leave to lay before the Senate sundry petitions from the inhabitants of the County of Jefferson, praying the General Assembly to remove the seat of justice in that County.

Ordered, That the said petitions be referred to a select committee to report by bill or otherwise, and ordered further, that Messrs. Perry, Moore and Logan, be that committee.

On motion by Mr. Bent,

To reconsider the second communication of the Governor to the Senate, nominating Edward Bates, Esq. to fill the office of Attorney General of this state,

On the question,

Will the Senate now reconsider the subject last mentioned, it was unanimously agreed to.

On motion by Mr. Emmons,

Resolved, That the Senate do advise and consent that the Governor appoint Edward Bates, Esq. Attorney General of this state in pursuance of his nomination, and

Ordered, That the Governor be informed thereof accordingly.

A message from the House of Representatives by Mr. Leduc,

Mr. President—I am instructed to inform the Senate that Mr. Stewart, from the committee appointed on that subject, reported a bill to be entitled an act to compel owners of slaves to treat them with humanity, and he withdrew.

A message from the House of Representatives by Mr. Smith,

Mr. President—I am instructed to inform the Senate, that a memorial to Congress has been introduced into the House of Representatives respecting pre-emptions, and he withdrew.

A message from the House of Representatives by Mr. M. Girk,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have this day passed a bill to be entitled "an act regulating the appointment of Sheriff and Coroner," and request the concurrence of the Senate thereto, and he withdrew.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole on the "act regulating the appointment of Sheriff and Coroner," Mr. Perry in the chair.

After deliberation the committee rose and the President resumed the chair.

Mr. Perry of the committee reported the said act with amendments.

On motion,

Ordered, That the report of the committee be read, which was done, and ordered further that the same be engrossed for a third reading, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. M'Ferson,

Mr. President—I am instructed to inform the Senate that a bill has been introduced into the House of Representatives, prescribing the duties of State Treasurer and Auditor of Public Accounts, and regulating their offices, and he withdrew.

A message from the House of Representatives by Mr. Smith,

Mr. President—I am instructed to inform the Senate that Mr. Alcorn obtained leave and reported "a bill for selecting twelve salt springs and for other purposes" in the House of Representatives, and he withdrew.

On motion by Mr. Moore,

Resolved by the Senate, That John S. Brickey, Clerk of the Senate, call on Joseph V. Garnier, Esq. formerly the Secretary of the Legislative Council of the Territory of Missouri, and request him to deliver all the journals of the proceedings of that body, with all the statute laws, public documents and other property belonging to the Territory which remain in his possession, to such person or persons as shall be authorized by the President of the Senate to receive them.

A message from the House of Representatives by Mr. Rutter,

Mr. President—I am instructed to inform the Senate that a bill has been introduced into the House of Representatives, "to provide for the security of small debts," and he withdrew.

On motion,

The Senate adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, OCT. 4, 1820.

The Senate assembled.

On motion by Mr. Emmons,

Ordered, That the bill entitled "an act regulating the appointment of Sheriff and Coroner," be taken up and read a third time,

And, on the question,

Shall the bill pass, it was determined in the affirmative.

Ordered, That the House of Representatives be notified, and ask their concurrence in the said amendments.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole, and proceeded to the consideration of the act concerning the powers of the General Assembly in certain cases, and the privileges of the members thereof. Mr. Cummins in the chair.

After deliberation, the President resumed the chair.

Mr. Cummins made the following report, that the committee of the whole House have had the said last mentioned act under consideration, have made no progress, and beg leave to sit again on to-morrow, which was unanimously agreed to.

On motion by Mr. Emmons,

The bill prescribing the manner of appointing electors of President and Vice-President, was taken up and read a third time.

On the question,

Shall the bill as amended pass, it was determined in the affirmative, and ordered, that the House of Representatives be notified accordingly.

On motion by Mr. Moore,

Resolved, That a committee of one be appointed on the part of the Senate to act jointly with such committee as the House of Representatives may think proper to appoint, to wait on the Secretary of State, and request him to furnish thirty copies of the laws passed at the last session of the Territorial Legislature, and as many copies of the laws passed at any former session which were reserved for the use of the Territorial Legislature, as he can conveniently, for the use of the General Assembly.

A message from the House of Representatives by Mr. Harris,

Mr. President—I am instructed to inform the Senate that the House of Representatives do concur in the amendments of the Senate to the bill entitled "an act regulating the appointment of Sheriff and Coroner."

On motion,

The House adjourned to 9 o'clock to-morrow morning.

THURSDAY, OCT. 5, 1820.

The Senate assembled.

On motion by Mr. Emmons,

The bill entitled "an act to establish an academy in the town of Jackson, in the county of Cape Girardeau, was taken up and read.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole on the bill entitled "an act concerning the powers of the General As-

sembly in certain cases, and the privileges of the members thereof, Mr. Cummins in the chair.

After debate, the President resumed the chair, and Mr. Cummins of the committee reported said bill with sundry amendments thereto, which was read and agreed to by the House.

Ordered, That said amendments be engrossed and read a third time on to-morrow.

A message from the House of Representatives by Mr. Bates,
Mr. President—I am instructed to inform the Senate that the House of Representatives have this day passed a bill to fix the Temporary seat of Government of the state of Missouri, and pray the concurrence of the Senate thereto, and he withdrew.

On motion by Mr. Perry,

The said bill was read a first time, and the rule being dispensed with, the same was read a second time.

On motion by Mr. Emmons,

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for Monday next.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

FRIDAY, OCT. 6, 1820.

The Senate assembled.

On motion by Mr. Emmons,

The bill entitled "an act concerning the powers of the General Assembly in certain cases, and the privileges of the members thereof," was read a third time, and

On the question, shall the bill as amended pass,

It was determined in the affirmative—Yeas 9, Nays 2.

Those who voted in the affirmative are,

Messrs. Bollinger, Byrd, Cummins, Cooper, Clark, Emmons, Logan, Moore, and Perry

Those who voted in the negative are,

Messrs. Bent and McGirk.

Ordered, That the House of Representatives be notified thereof accordingly.

On motion by Mr. Emmons,

The bill entitled "an act to establish an Academy in the town of Jackson Cape Girardeau county," was read a second time.

On motion by Mr. McGirk,

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

On motion by Mr. Emmons,

Ordered, That the joint committee appointed on the part of the Senate, for the purpose of procuring rooms for the use of the General Assembly, be discharged from any further duty on that subject. And ordered further, that the House of Representatives be notified hereof.

Mr. Bent of the committee, reported, that they had examined and found truly enrolled "an act regulating the commissioning of sheriff and coroner."

A message from the House of Representatives by Mr. Devore,

Mr. President—The Speaker of the House of Representatives has signed "an act regulating the commissioning of sheriff and coroner," and have sent the same for the signature of the President of the Senate, and he withdrew.

The President signed the said act last reported to have been truly enrolled, which was then delivered to the committee to be laid before the Governor.

Mr. Emmons from the joint committee, reported, that they had examined and compared the copies of the Constitution, printed by Isaac N. Henry & Co. with the original roll, and find the following errors and omissions to exist in the printed copies, viz :

- | | | |
|-------------------|---------|--|
| Art 3, Sec. 27 | Line 5. | The word "free" is omitted, and ought to have been inserted before the word "white." |
| " 3, " 29, | " 7. | The word "this" is printed instead of "the," before the word "state." |
| " 4, " 23, | " 2. | The article "a" is omitted, and ought to have been inserted before the word "coroner." |
| " 5. " 1, | " 1. | The word "power" is printed in the plural, and ought to have been in the singular. |
| " 5, " 3, | " 4. | The word "Warranto" is printed instead of "Warranto." |
| " 5, " 13, | " 3 | The word "Superior" is printed instead of "Supreme." |
| " 6, " 2, | " 12. | After the word "improvement" there should have been inserted the words "of such land. and for the improvement" |
| Schedule, Sec. 9, | " 11. | The word "clerk" is printed in the plural, and ought to have been in the singular |

At the end of the Constitution, and above the signatures of the members of the convention, the following is omitted in the printed copies

" Done, by the Representatives of the People of Missouri, in Convention assembled, at the town of St. Louis, on the nineteenth day of July, in the year of our Lord, one thousand eight hundred and twenty, and of the Independence of the United States of America, the forty-fifth."

On motion,

The Senate adjourned to 9 o'clock to-morrow morning.

SATURDAY, OCT. 7, 1820.

The Senate assembled.

A message from the House of Representatives by Mr. Bates,
Mr. President—I am instructed to inform the Senate that the House of Representatives do not concur in the amendments made by the Senate to "an act prescribing the manner of appointing electors of President and Vice-President of the United States," and pray the Senate to recede from their said amendments, which act and amendments are herewith returned to the Senate, and he withdrew.

A message from the House of Representatives by Mr. M'Girk,
Mr. President—I am instructed to inform the Senate, that the House do agree to the 1st amendment of the Senate to the bill entitled "an act concerning the powers of the General Assembly in certain cases, and the privileges of the members thereof, and they do not agree to the other amendments of the Senate to the said bill, and pray that the Senate may recede from their latter amendments, which bill and amendments are herewith returned to the Senate.

Mr. Perry of the committee, reported, that they did on yesterday lay before the Governor for his signature, "an act regulating the commissioning of Sheriff and Coroner."

A message from the House of Representatives by Mr. Bates,
Mr. President—I am instructed to inform the Senate, that the House of Representatives have under consideration a joint resolution concerning the errors and omissions in printing the constitution of the state of Missouri, and he withdrew.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole, on the bill entitled "an act establishing an academy in the town of Jackson, county of Cape Girardeau." Mr. Moore in the chair.

After some time in debate, the President resumed the chair, and Mr. Moore of the committee reported said bill with sundry amendments thereto.

On motion by Mr. Emmons,

Ordered, That the report of the committee lie on the table.

On motion by Mr. Emmons,

The House proceeded to reconsider their amendments to the bill entitled "an act prescribing the manner of appointing electors of President and Vice-President of the United States" agreeable to the request of the House of Representatives.

And on the question, will the Senate insist on their amend-

ments to the said bill, it was determined in the affirmative, yeas 10, nays 2.

Those who voted in the affirmative, are

Messrs. Barcroft, Bollinger, Byrd, Cummins, Cooper, Emmons, Logan, Moore, Perry and Talbott.

Those who voted in the negative, are

Messrs. Bent and McGirk.

Ordered, That the House of Representatives be informed thereof accordingly.

A message from the House of Representatives by Mr. Devore,

Mr. President—I am instructed to inform the Senate that the House of Representatives have passed "an act regulating the wages of the members of the General Assembly," and pray the concurrence of the Senate therein, and he withdrew.

On motion by Mr. Emmons,

Resolved, That the Senate conceiving their business require it, do now proceed to the election of an assistant Clerk for this House, and upon the votes being given *viva voce*, they stand thus:

For THOMPSON DOUGLASS,

Messrs. Bollinger, Cummins, Cooper, Emmons, Logan, Moore and Perry. 7.

For JOHN LONG,

Messrs. Bent, Barcroft, McGirk, and Talbott. 4.

Whereupon the President declared Thompson Douglass duly elected assistant clerk of this House, he having a majority of all the votes given.

On motion,

The Senate adjourned to 9 o'clock Monday morning next.

MONDAY, OCT. 9, 1820.

The Senate assembled.

On motion by Mr. Emmons,

Resolved. That the committee appointed to prepare emblems and devices for the great Seal of the State, are hereby authorized to employ any assistance that may be necessary for that purpose, at the expense of the state.

On motion by Mr. Perry,

The House resolved itself into a committee of the whole, on the bill entitled "an act fixing the temporary seat of government for the state of Missouri." Mr. Bent in the chair.

After debate the President resumed the chair, and Mr. Bent of

the committee, reported, that they had considered the act last mentioned, had made some progress, and was directed to ask leave to sit again.

On motion by Mr. Perry,

Ordered, That the report of the committee lie on the table.

On motion by Mr. McGirk,

The report of the committee on the bill entitled "an act establishing an academy in the town of Jackson, county of Cape Girardeau," was taken up and read.

On the question,

Will the House agree to the report of the committee, it was determined in the affirmative, and

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

On motion by Mr. Emmons,

The House proceeded to the reconsideration of the amendments by them made to the "act concerning the powers of the General Assembly in certain cases, and the privileges of the members thereof," agreeably to the request of the House of Representatives.

On the question,

Will the House insist upon their said amendments, it was determined in the affirmative, and ordered that the House of Representatives be informed thereof accordingly.

On motion by Mr. Emmons,

The Bill entitled "an act regulating the wages of the members of the General Assembly, was taken up and read a first time, and the rule being dispensed with, the same was read a second time, and referred to a committee of the whole House, and made the order of the day for this day.

On motion by Mr. McGirk,

The House resolved itself into a committee of the whole, on the bill entitled "an act regulating the wages of the members of the General Assembly," Mr. Talbott in the chair.

After deliberation the President resumed the chair, and Mr. Talbott of the committee, reported the said bill with sundry amendments thereto.

On the question, will the House agree to the report of the committee, it was determined in the affirmative. And

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Bates.

House of Representatives, 9th October, 1820.

On motion by Mr. Bates,

Ordered, That John Rice Jones, be appointed clerk pro-tem.

pore, to this House, during the absence of Mr. John M'Arthur, their clerk, who by reason of indisposition is unable to attend to the duties of his office, and that the Senate be informed hereof, and he withdrew.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

TUESDAY, OCT. 10, 1820.

The Senate assembled.

Mr. Emmons asked and obtained leave to introduce the following resolution :

Resolved, That a committee be appointed on the part of this House, to act jointly with such committee as may be appointed on the part of the House of Representatives, to contract with the Surveyor General, for a complete abstract of all the lands sold by the United States, within the bounds of this state, including the lands entered and those held by right of pre-emption, and New-Madrid locations, specifying the number of section and quarter section, fractional section, and fractional quarter section, the township and range in which such lands are situated, and the name of the county, with the name of the person purchasing, entering, having the right of pre-emption, or locating by New-Madrid certificate.

Whereupon Mr. Emmons was appointed that committee, and ordered that the House of Representatives be notified accordingly.

On motion by Mr. M Girk,

The act to establish an academy in the town of Jackson, county of Cape Girardeau, was taken up and read a third time.

On the question,

Shall the bill as amended, pass, it was determined in the affirmative, and ordered that the House of Representatives be notified thereof accordingly.

A message from the House of Representatives by Mr. Devore,

Mr. President—The House of Representatives did yesterday receive official information from the Governor, that he had approved and signed "an act regulating the commissioning of sheriff and coroner.

On motion,

The "act regulating the compensation of the members of the General Assembly," was taken up and read a third time.

On the question,

Shall the bill as amended, pass, it was determined in the affirmative, yeas 8, nays 4.

Those who voted in the affirmative, are

Messrs. Barcroft, Bollinger, Cummins, Cooper, Clark, Emmons, McGirk and Talbott

Those who voted in the negative, are
Messrs. Byrd, Logan, Moore and Perry.

Ordered, That the House of Representatives be notified hereof accordingly.

A message from the House of Representatives by Mr Bates,

Mr. President—The House of Representatives have passed the memorial from the Senate, on the subject of pre-emption rights without amendments; they have also passed a memorial to congress on the subject of pre-emption rights; also another memorial to the same body on the subject of payment to the United States for Pre-emptions, to both of which they desire the concurrence of the Senate, and he withdrew. On motion,

The memorial of the General Assembly to Congress on the subject of pre-emption rights, was taken up and read a first time, and the rule being dispensed with, the same was read a second time.

Ordered to be referred to a committee of the whole, and made the order of the day for this day.

On motion by Mr. McGirk,

The House resolved itself into a committee of the whole, on the last mentioned memorial, Mr. Barcroft in the chair.

After debate, the President resumed the chair, and Mr. Barcroft of the committee, reported that they had taken under consideration the said memorial, had made some progress, and asked leave to sit again.

The memorial on the subject of payment for pre-emptions was taken up and read a first time, and the rule being dispensed with the same was taken up and read a second time.

Ordered to be referred to a committee of the whole and made the order of the day for this day.

A message from the House of Representatives by Mr. Smith,

Mr. President—The House of Representatives do recede from their disagreement to the amendments made by the Senate to the bill entitled "an act prescribing the manner of appointing electors of President and Vice-President of the United States, and he withdrew.

On motion by Mr. McGirk,

The House resolved itself into a committee of the whole, on the memorial, on the subject of payment for pre-emptions, Mr. Clark in the chair.

After debate the President resumed the chair, and Mr. Clark of the committee reported the said memorial with some amendments.

On the question,

Will the House agree to the report of the committee, it was de

terminated in the affirmative, and ordered that the same be engrossed for a third reading, and made the order of the day for this day.

A message from the House of Representatives by Mr. Bates,
Mr. President—I am instructed to inform the Senate that the House of Representatives, do insist upon their disagreement to the amendments made by the Senate to the "act concerning the powers of the General Assembly in certain cases, and the privileges of the members thereof," and pray the Senate to recede from their said amendments, and he withdrew.

On motion by Mr. McGirk,

The rule of the House was dispensed with, and the memorial to Congress on the subject of payment for pre-emptions, was taken up and read a third time.

On the question,

Shall the memorial as amended, pass, it was determined in the affirmative, and ordered that the House of Representatives be notified thereof accordingly.

A message from the House of Representatives by Mr. McFerron,

Mr. President—The House of Representatives have passed a memorial to Congress, praying the extension of Pre-emption rights, to which they request the concurrence of the Senate, and he withdrew.

On motion by Mr. McGirk,

The House proceeded to reconsider the amendments by them made to the bill entitled "an act concerning the powers of the General Assembly in certain cases, and the privileges of the members thereof, agreeably to the request of the House of Representatives, and

On the question,

Will the House recede from their said amendments,

It was determined in the affirmative—Yeas 2, Nays 9.

Those who voted in the affirmative are,

Messrs. McGirk and Moore.

Those who voted in the negative are,

Messrs. Bollinger, Barcroft, Byrd, Cooper, Clark, Emmons, Logan, Ferry and Talbott.

And on the question,

Will the House adhere to their said amendments,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed thereof accordingly.

On motion by Mr. Emmons.

The House resumed, in committee of the whole, the consideration of the Memorial to Congress relative to Pre-emption rights, Mr. Barcroft in the chair.

After deliberation, the President resumed the chair, and Mr. Barcroft of the committee reported, that they had taken said memorial under consideration, had made no progress, and asked leave to sit again.

On motion by Mr. McGirk,

Ordered That a committee of one be raised, to receive written evidence to support the facts contained in the said memorial. And, ordered further, that Mr. Clark be that committee.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, OCT. 11, 1820.

The Senate assembled.

On motion by Mr. McGirk,

The House resolved itself into a committee of the whole, on the bill entitled "An act to fix the temporary seat of government for the state of Missouri." Mr. Bent in the chair.

After debate, the President resumed the chair, and Mr. Bent of the committee, made the following report, that they had taken into consideration the said act, had made some progress therein, and asked leave to sit again, to which the House agreed.

A message from the House of Representatives by Mr. Devore.

Mr. President—The House of Representatives have concurred in the amendments made by the Senate to the "act regulating the compensation of the members of the General Assembly," and the House have also concurred in the amendments of the Senate to the "Memorial to Congress on the subject of payment for pre-emption," and have also concurred in the amendments made by the Senate to the "act to establish an Academy in the Town of Jackson, County of Cape Girardeau."

Mr. Petry of the committee of enrollments, reported, that they had examined and found duly enrolled, "a Memorial requesting Congress to extend the right of pre-emption to persons residing on public lands in the state of Missouri."

A message from the House of Representatives by Mr. Devore.

Mr. President—The Speaker of the House of Representatives has signed a memorial requesting Congress to extend the right of pre-emption to settlers on public land in the state of Missouri, which said memorial is herewith sent for the signature of the President of the Senate.

The President signed the said memorial, which was delivered to the committee to be laid before the Governor.

On motion by Mr. McGirk,

The report of the committee of the whole on the memorial relative to pre-emption rights, was taken up and read.

On the question, shall the memorial pass,

It was determined in the negative. And

Ordered, That the House of Representatives be notified thereof accordingly.

On motion by Mr. Perry,

The House resolved itself into a committee of the whole on the "act to fix the temporary seat of government for the state of Missouri." Mr. Bent in the chair.

After debate, the President resumed the chair, and Mr. Bent of the committee, reported said act with same amendments.

On motion by Mr. Emmons,

To amend the report of the committee by filling the first blank in the first section, with the words "town of Cote sans Dessein," and the second blank in the same section, with the word "Montgomery."

On the question,

Will the House agree to said proposed amendments.

It was determined in the affirmative.

On motion by Mr. McGirk,

To amend the report of the committee by striking out the word "April" in the 2d line of the 2d section, and insert in lieu thereof "October."

On the question,

It was determined in the affirmative.

On motion by Mr. Emmons,

Further to amend the report of the committee by inserting the following as a second section.

"Be it further enacted, That it shall be the duty of the Secretary of the State, to transport, at the expense of the State, all the Laws, Journals, Records, Public Documents and Furniture, which belong or appertain to this state, to the said town of Cote sans Dessein, in the county of Montgomery, on or before the first Monday of November, one thousand eight hundred and twenty one."

On the question, will the House agree to said amendment,

It was decided in the affirmative.

And on the question,

Will the house agree to the report of the committee as amended,

It was determined in the affirmative.

Ordered, That the same be engrossed for a third reading and made the order of the day for to-morrow.

On motion by Mr. M'Girk.

The House adjourned to 9 o'clock to-morrow morning.

THURSDAY, OCT. 12, 1820.

The Senate assembled.

Mr. Perry of the committee reported, that they had examined and found duly enrolled, "an act to establish an academy in the town of Jackson in the county of Cape Girardeau" and "an act regulating the compensation of the members of the General Assembly," and also, "a memorial to Congress respecting pre-emption rights."

On motion by Mr. Emmons,

The bill entitled "an act to fix the temporary seat of government for the State of Missouri," was taken up and read a third time. And

On the question,

Shall the bill as amended pass, it was determined in the affirmative yeas 8, nays 5.

Those who voted in the affirmative, are

Messrs. Bent, Barcroft, Cummins, Cooper, Clark, Emmons, M'Girk and Talbott.

Those who voted in the negative, are

Messrs. Bollinger, Byrd, Logan, Moore and Perry.

Ordered, That the House of Representatives be hereof notified accordingly.

A message from the House of Representatives by Mr. Devore.

Mr. President—The Speaker of the House of Representatives has this day signed "an act to establish an academy in the town of Jackson, in the county of Cape Girardeau," also "a memorial to Congress respecting pre-emption rights," and also "an act regulating the compensation of the members of the General Assembly," which are herewith sent to the Senate for your signature, and he withdrew.

The President signed the said acts and memorial, and they are delivered to the committee to be laid before the Governor.

On motion by Mr. M'Girk,

To raise a committee to draft a memorial to Congress, requesting that body to authorise this state to fix their seat of government off the four sections of land given by Congress to this state for the purpose, and requesting Congress to entitle this state to the four

sections of land, notwithstanding the seat of government should not be fixed thereon.

On the question,

Will the House agree to raise the proposed committee, it was determined in the negative.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

FRIDAY, OCT. 13, 1820.

The Senate assembled.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate that the House of Representatives have passed a bill entitled "an act prescribing the powers and duties of justices of the peace and manner of their appointment," and pray the concurrence of the Senate thereto, and he withdrew.

Mr. Moore, asked and obtained leave to lay before the Senate sundry petitions of the inhabitants of the county of St. Genevieve praying for a division of said county.

On motion by Mr. Moore,

Ordered, That said petitions be referred to a select committee with leave to report by bill or otherwise, and ordered further, that Messrs. Moore, Bollinger and Logan, be that committee.

A message from the House of Representatives by Mr. Bates,

Mr. President—The House of Representatives concur in passing the resolution for an interchange of statuté laws with the several states in the Union, without amendment, which resolution is herewith returned to the Senate, and he withdrew.

Mr. M'Girk of the select committee to whom was referred the bill providing for the great seal of the state of Missouri, reported the same without amendment, and

On motion by Mr. M'Girk,

The House resolved itself into a committee of the whole on the last mentioned bill, Mr. Bollinger in the chair.

After debate, the President resumed the chair, and Mr. Bollinger of the committee reported the said bill with sundry amendments.

On the question,

Will the House agree to the report of the committee, it was determined in the affirmative, and

Ordered, That the same be engrossed for a third reading.

On motion by Mr. Perry,

The Bill entitled "an act prescribing the powers and duties of justices of the peace and manner of their appointment," was ta-

ken up and read a first time, and the rule being dispensed with, the said bill was read a second time, and referred to a committee of the whole and made the order of the day for this day.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole on the last mentioned bill, Mr. M'Girk in the chair.

After debate; the President resumed the chair, and Mr. M'Girk of the committee, reported progress, and asked leave to sit again, which was agreed to by the House.

A message from the House of Representatives by Mr. Smith,
Mr. President—I am directed to inform the Senate, that the House of Representatives have adopted the following resolution to wit.

Resolved, That this House will receive no other bills except the reports of the judicial or financial committees, or the committee of constitutional provisions, after the 20th instant, and that the Senate be requested to adopt a similar resolution.

Mr. Perry of the committee, reported that they had this day laid before the Governor for his signature, the following acts and memorials, viz :—“An act to establish an academy in the town of Jackson, in the county of Cape Girardeau, an act regulating the compensation of the members of the General Assembly, a memorial requesting Congress to extend the right of pre-emption to persons residing on public land in the state of Missouri, and a memorial to Congress on the subject of pre-emption rights.”

On motion by Mr. M'Girk,

The House adjourned to 9 o'clock to-morrow morning.

SATURDAY, OCTOBER 14, 1820.

The Senate assembled.

Mr. Perry of the committee reported that they had examined and found truly enrolled “a resolution for the interchange of statute laws with the several states in the union.

A message from the House of Representatives by Mr. M'Girk,
Mr. President—I am instructed to inform the Senate that John Ray, Esq. a member of the House of Representatives from the county of Howard, departed this life yesterday evening—and that the House of Representatives have resolved to attend the funeral of the deceased this day at one o'clock, and as a testimony of respect for the memory of the deceased, they have resolved to wear crape round the left arm for thirty days, to all which they desire the concurrence of the Senate, and he withdrew.

On the question,

Will the House concur in the foregoing resolutions from the

House of Representatives, it was determined in the affirmative, and ordered that the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Bates,

Mr. President—The Speaker of the House of Representatives has this day signed “a resolution for the interchange of statute laws with the several states in the union, which resolution is herewith sent for the signature of the President of the Senate, and he withdrew.

The President signed the said resolution, and it was delivered to the committee to be laid before the Governor.

On motion by Mr. Moore,

The House resumed in committee of the whole the consideration of the bill entitled “an act prescribing the powers and duties of justices of the peace and manner of their appointment, Mr. M’Girk in the chair.

After debate the President resumed the chair, and Mr. M’Girk of the committee reported progress, and asked leave to sit again, to which the House agreed.

On motion,

The House adjourned to 9 o’clock Monday morning next.

MONDAY, OCT. 16, 1820.

The Senate assembled.

Mr. Moore of the select committee to whom was referred the petition of the inhabitants of the county of St. Genevieve, reported that the passage of the petitions is reasonable.

Ordered, That the same committee, draft and report a bill thereof.

Mr. Perry of the committee reported, that on Saturday last, they had laid before the Governor for his signature “a resolution for the interchange of statute laws with the several states in the union.”

Mr. Clark of the committee appointed for that purpose, reported that he had procured written evidence in support of the memorial to Congress on the subject of pre-emption rights, which was read.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole, on the bill entitled “an act prescribing the powers and duties of justices of the peace and manner of their appointment, Mr. M’Girk in the chair.

After debate the President resumed the chair, and Mr. M’Girk

of the committee reported said bill with sundry amendments thereto.

On motion by Mr. M'Girk, .

To amend the report of the committee by striking out the words "township and" in the 10th line, 2d section.

On the question,

It was determined in the affirmative, yeas 7, nays 6.

Those who voted in the affirmative, are

Messrs. Bent, Bollinger, Cummins, Cooper, Clark, M'Girk and Talbot.

Those who voted in the negative, are

Messrs. Barcroft, Byrd, Emmons, Logan, Moore and Perry.

On motion by Mr. M'Girk,

Ordered, That the further consideration hereof be postponed to 3 o'clock this afternoon.

A message from the House of Representatives by Mr. Bates,

Mr. President—The following bills have been introduced into the House of Representatives, to wit:—A bill concerning slaves, negroes, and mulattoes, a bill for establishing an academy in the town of St. Charles, a bill providing for the relief of women and children, a bill to reduce the fees of justices of the peace and constables, a bill supplementary to an act, supplementary to the several acts directing the probate of wills and for other purposes, a bill for the encouragement of schools and the means of education, a bill for defining the limits of Howard county and laying off new counties within the limits of said county as heretofore defined, a bill to provide for the security of small debts, a bill for establishing circuit and county courts, a bill more effectually to prevent duelling, a bill to licence auctioners and impose a tax on auction licences and sales at auction, and the following resolutions to wit: a resolution for information from the territorial auditor, a resolution relating to the affairs of the bank of St. Louis, a resolution concerning the errors and omissions in printing the constitution, and a report, of amendments to the constitution, and he withdrew.

A message from the House of Representatives by Mr. Devore.

Mr. President—The House of Representatives have passed a bill entitled "an act for the location of the permanent seat of government for the state of Missouri," which is herewith sent for the concurrence of the Senate, and he withdrew.

A message from the House of Representatives by Mr. Smith,

Mr. President—I am instructed to inform the Senate that the House of Representatives concur in passing the resolution for contracting with the surveyor general for a complete abstract of all the lands sold by the United States, within the bounds of this.

state, and Messrs. M'Ferron and Smith, are appointed a committee on the part of the House of Representatives for that purpose.

A communication from the Governor by Mr. Pettus his private Secretary.

To the Senate and House of Representatives of the State of Missouri.

I have approved and signed a memorial to Congress on the subject of pre-emption rights, also a resolution providing for the interchange of statute laws with the several states in the union.

A. M'NAIR.

St. Louis, 16th Oct. 1820.

A message from the House of Representatives by Mr. Devore,
Mr. President—The Speaker of the House of Representatives has this day signed “an act prescribing the manner of appointing electors of President and Vice-President of the United States,” which act is herewith sent to the President of the Senate for your signature, and he withdrew.

The President signed the said act, and it was delivered to the committee to be laid before the Governor.

A message from the House of Representatives by Mr. M'Girk,
Mr. President—The House of Representatives have passed a bill entitled “an act supplementary to the several acts concerning public roads and highways, to which they desire the concurrence of the Senate, and he withdrew.

On motion of Mr. M'Girk,

The bill entitled “an act providing for the location of the permanent seat of government for the state of Missouri, was taken up and read a first time, the rule being dispensed with, the same was read a second time.

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for to-morrow.

On motion by Mr. Emmons,

The bill entitled “an act supplementary to the several acts concerning public roads and highways, was taken up and read a first time, and the rule being dispensed with, the same was read a second time.

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

Mr. Emmons asked and obtained leave to introduce a bill to be entitled an act supplementary to an act regulating the commissioning of sheriff and coroner, which was read a first time, and the rule being dispensed with, it was read a second time.

Ordered, That the said bill be engrossed for a third reading, and made the order of the day for to-morrow.

On motion,

The House resumed the consideration of the report of the committee of the whole, on the bill entitled "an act prescribing the powers and duties of justices of the peace, and manner of their appointment," and

On the question,

Will the House agree to the 3d section of said bill as amended,
It was determined in the affirmative—Yeas 8, Nays 4.

Those who voted in the affirmative are,

Messrs. Barcroft, Bollinger, Byrd, Clark, Emmons, Logan, Moore and Perry.

Those who voted in the negative are,

Messrs. Cummins, Cooper, M'Girk and Talbott.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

TUESDAY, OCT. 17, 1820.

The Senate assembled.

On motion by Mr. Emmons,

The bill entitled an act supplementary to an act regulating the commissioning of Sheriff and Coroner, was taken up and read a third time.

And on the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. M'Girk,

The House resolved itself into a committee of the whole on the bill entitled "an act to provide for the location of the permanent seat of government for the state of Missouri," Mr. Barcroft in the chair.

After debate, the President resumed the chair, and Mr. Barcroft of the committee, reported progress, and asked leave to sit again, to which the House agreed.

A message from the House of Representatives by Mr. M'Ferron, *Mr. President*—The bill entitled an act supplementary to an act regulating the commissioning of Sheriff and Coroner, sent from the Senate, was read three several times in the House of Representatives, (the rules having been dispensed with) and passed, with amendments; which bill and amendments are herewith returned to the Senate.

A resolution has been introduced into the House of Representatives for the distribution of the Journals of the Convention.

The House of Representatives have passed the following act and resolution, to wit: An act supplementary to an act establishing recorder's offices, and for other purposes; and a resolution concerning the errors and omissions in the printed copy of the Constitution, which act and resolution are herewith sent, and request the concurrence of the Senate thereto—and he withdrew.

On motion by Mr. Emmons,

The amendments made by the House of Representatives to the bill entitled an act regulating the commissioning of Sheriff and Coroner, was taken up and read.

On the question, will the House agree to said amendments, It was determined in the affirmative.

And ordered, That the House of Representatives be informed thereof.

A message from the House of Representatives by Mr. Johnson,

Mr. President—A bill for erecting the county of ———, out of Pike county, was yesterday introduced into the House of Representatives, and read a first time—and he withdrew.

On motion by Mr. Emmons,

The House resumed, in committee of the whole, the consideration of the bill entitled an act to provide for the location of the permanent seat of government for the state of Missouri, Mr. Barcroft in the chair.

After debate, the President resumed the chair, and Mr. Barcroft of the committee, reported said bill with sundry amendments thereto.

On motion by Mr. Perry,

The further consideration of said bill was postponed until to-morrow.

On motion by Mr. Moore,

The House adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, OCT. 18, 1820.

The Senate assembled.

Mr. Moore asked and obtained leave to introduce a resolution concerning the Judges of the Supreme and Circuit Courts, and Chancellor, which was read a first time, and the rule being dispensed with, it was read a second time.

Ordered, That the said resolution be referred to a committee of the whole, and made the order of the day for this day,

On motion by Mr. M-Girk,

The bill entitled an act supplementary to an act establishing recorder's offices, and for other purposes, was take up and read a first time.

On motion by Mr. Emmons,

The Resolution concerning the Constitution, was taken up and read a first time.

On motion by Mr. Emmons,

The report of the committee of the whole, on the subject of locating the permanent seat of government for the State of Missouri, was taken up and read.

On motion by Mr. Talbott,

To amend the report of the committee by striking out "John C. Sullivan," in the first section, and insert in lieu thereof, "Joseph C. Brown."

On the question, will the House agree to said amendment,

It was determined in the affirmative.

On motion by Mr. Perry,

To amend the report of the committee by striking out the name of "Jesse B. Boone," and insert in lieu thereof, the name of "John Stanton."

On the question, it was determined in the negative.

On motion by Mr. Emmons,

The further consideration of the subject was postponed until to-morrow.

On motion by Mr. Emmons,

The report of the committee on the bill entitled an act prescribing the powers and duties of justices of the peace, and manner of their appointment, was taken up and read.

On motion by Mr. McGirk,

To amend the report of the committee, by adding to the end of the 7th section, the following. "*Provided, nevertheless, That the said justices of the peace shall hereafter have jurisdiction in civil cases co-extensive with the county for which they shall have been commissioned; and it shall be the duty of the respective constables of the county wherein the justice of the peace resides, to execute all process to him directed, by said justice, in the same manner as heretofore provided by law.*"

On the question, will the House agree to said amendment,

It was determined in the affirmative—Yeas 3, Nays 5.

Those who voted in the affirmative are,

Messrs Bent, Bollinger, Cummins, Cooper, Clark, Logan, McGirk and Talbott.

Those who voted in the negative are,

Messrs. Barcroft, Byrd, Emmons, Moore and Perry.

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

Mr. Perry of the committee, reported, that they had examined and found truly enrolled "an act supplementary to an act regulating the commissioning of Sheriff and Coroner."

A message from the House of Representatives by Mr. Devore,
Mr. President—The Speaker of the House of Representatives has this day signed an act supplementary to an act regulating the commissioning of Sheriff and Coroner, which is herewith sent for the signature of the President of the Senate—and he withdrew.

The President signed the said act, and it was delivered to the committee to be laid before the Governor.

A message from the House of Representatives by Mr. Leduc,
Mr. President—I am instructed to inform the Senate that the House of Representatives have this day reconsidered the act passed by both Houses of the General Assembly, entitled "an act regulating the compensation of the members of the General Assembly," together with the objections of the Governor to his signing or approving the said act,—and that on the question being taken, by yeas and nays, whether the said act should pass, the Governor's objections to the contrary notwithstanding, it was determined in the affirmative, yeas 28, nays 7, a majority of the whole members elected to the House of Representatives voting for the passage thereof, notwithstanding the said objections. The said act, and the Governor's objections, are herewith sent for the consideration of the Senate, according to the provisions of the Constitution, 13th Oct. 1820.

On motion by Mr. McGirk,

The communication from the Governor, with his objections to said act, was taken up and read, to wit:

To the Senate and House of Representatives.

"I have had under consideration a bill passed by the two houses of the General Assembly, entitled "an act regulating the compensation of the members of the General Assembly," and after bestowing upon its provisions that deliberation and reflection due to its importance, feel bound to withhold my approbation.

"1. In pursuance of that system of economy which the financial condition of the state requires, I have already deemed it expedient to recommend a reduction in the other branches of the public expenditure. The allowance of the contemplated pay to the members of the General Assembly, would seem to me inconsistent with, and a clear departure from that system.

"2. If the bill was intended to operate on the present session only, though I might still think it objectionable, I might not think it so imperatively my duty to interpose my executive veto; but as it is intended to be a general law, and the commencement of a

system which might be drawn into dangerous precedent, I cannot suppress my objections, particularly when I reflect that all experience shews it is much easier to increase than diminish such an allowance, when once established in the beginning.

"For these reasons I have felt it my duty to withhold my approbation of the before mentioned bill, which, together with my objections, is herewith returned to the House of Representatives.

I have the honor to be, with great respect, your ob't. serv't.

A. M'NAIR."

St. Louis, 17th Oct. 1820.

Ordered, That the same lie upon the table.

On motion by Mr. M'Girk,

The engrossed bill to provide for the Great Seal of the State of Missouri, was taken up and read a third time, and

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. M'Girk,

The House resolved itself into a committee of the whole, on the bill entitled "an act supplementary to the several acts concerning roads and highways," Mr. Bollinger in the chair.

After debate, the President resumed the chair, and Mr. Bollinger of the committee, reported, that they do not concur with the House of Representatives in passing said bill.

On the question, will the House agree to the report of the committee,

It was determined in the affirmative—Yeas 7, Nays 4.

Those who voted in the affirmative are,

Messrs. Bollinger, Byrd, Cooper, Clark, Emmons, Logan and Moore.

Those who voted in the negative are,

Messrs. Cummins, M'Girk, Perry and Talbott.

On motion,

Resolved, That the Senate do not concur with the House of Representatives in passing the bill last mentioned. And

Ordered, That the House of Representatives be notified accordingly.

On motion,

Ordered, That a committee of three be appointed on the Judiciary—and ordered further, that Messrs. M'Girk, Emmons, and Logan, be that committee.

On motion,

The House resolved itself into a committee of the whole, on the

joint resolution concerning the Judges of the Supreme and Circuit Courts and Chancellor, Mr. Cummins in the chair.

After debate, the President resumed the chair, and Mr. Cummins of the committee, reported the said resolution with sundry amendments thereto.

On the question, will the House agree to the report of the committee,

It was determined in the affirmative. And

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

On motion by Mr. M'Girk,

The House adjourned to 9 o'clock to-morrow-morning.

THURSDAY, OCT. 19, 1820.

The Senate assembled.

On motion by Mr. Emmons,

The bill entitled "an act prescribing the powers and duties of justices of the peace, and manner of their appointment," was taken up and read a third time.

On motion by Mr. Moore,

To amend the said bill by way of rider, as follows: 4th section 8th line, after the word "wherein," insert "and it shall be the duty of the Governor to endorse on the back of every commission that the person for whom the said commission is intended, shall qualify according to law, within twenty days after the reception of the same, and in default of such qualification, such commission shall be void."

On the question, will the House agree to said amendment,

It was determined in the affirmative. And

On the question, shall the bill as amended pass,

It was determined in the affirmative—Yeas 9, Nays 3.

Those who voted in the affirmative are,

Messrs. Bent, Barcroft, Bollinger, Cummins, Cooper, Clark, Emmons, M'Girk and Talbott.

Those who voted in the negative are,

Messrs. Byrd, Moore and Perry.

Ordered, That the House of Representatives be notified accordingly.

A message from the House of Representatives by Mr. Smith,

Mr. President—I am instructed to inform the Senate, that John G. Heath, Esq. has this day taken his seat in the House of Representatives, as a member from Franklin county, to supply the va-

cancy occasioned by the death of a former member elected therefrom—and he withdrew.

On motion by Mr. Moore,

The resolution concerning the Judges of the Supreme and Circuit Courts, and Chancellor, was taken up and read a third time.

And on the question, shall the resolution pass,

It was determined in the affirmative.

Ordered, That the House of Representative be notified accordingly.

Mr. Perry of the committee, reported, that on yesterday they laid before the Governor, for his approbation, "an act prescribing the manner of appointing electors of President and Vice-President of the United States," and also "an act supplementary to an act regulating the commissioning of Sheriff and Coroner."

A message from the House of Representatives by Mr. Heath,

Mr. President—I am instructed to inform the Senate, that Mr. Geyer yesterday asked and obtained leave to introduce into the House of Representatives the following bills, to wit: a bill to provide for erecting a Court House in the county of St. Louis; and a bill directing the manner of selecting and returning jurors. And Mr. M'Ferron, from the committee on Constitutional Provisions, reported a joint resolution concerning the laws—and he withdrew.

On motion by Mr. Moore,

The bill entitled "an act regulating the compensation of the members of the General Assembly," with the Governor's communication and objections thereto, were taken up and read. And

On the question, will the House pass the said act, the Governor's objections to the contrary notwithstanding.

It was determined in the affirmative—Yeas 9, Nays 3.

Those who voted in the affirmative are,

Messrs. Bent, Barcroft, Bollinger, Cummins, Cooper, Clark, Emmons, M'Girk, and Talbott.

Those who voted in the negative are,

Messrs. Byrd, Moore and Perry

The member from the senatorial district composed of the counties of Lincoln and Pike had never appeared, and Mr. Logan was absent.

A majority of the whole number of members elected to this House, voting in the affirmative, it was

Resolved, That this act pass and become a law, agreeably to the provisions of the tenth section of the fifth article of the Constitution, the Governor's objections to the contrary notwithstanding.

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. Moore,

The resolution concerning the Constitution of the State of Missouri, was taken up and read a second time.

Ordered, That the same be engrossed for a third reading.

On motion by Mr. M'Girk,

The report of the committee on the bill entitled "an act to fix the permanent seat of government for the State of Missouri," was taken up and read.

On motion by Mr. Bollinger,

To amend the report of the committee by striking out the name of "Joseph C. Brown," in the first section.

On the question, it was determined in the affirmative—Yeas 7, Nays 6.

Those who voted in the affirmative are,

Messrs. Barcroft, Bollinger, Byrd, Emmons, Logan Moore, and Perry.

Those who voted in the negative are,

Messrs. Bent, Cummings, Cooper, Clark, M'Girk and Talbott.

On motion by Mr. Emmons,

To amend the report of the committee by a re-consideration of the vote which acted to strike out the name of "Robert Gory Watson," and insert in lieu thereof the name of "Joseph C. Brown."

On the question, it was determined in the affirmative. And

On the question being put, will the House recede from their said amendment to the first section,

It was determined in the affirmative, and the name of "Robert Gory Watson" reinstated as at first.

On motion by Mr. Emmons,

To amend the report of the committee, by striking out the name of "Peter Journey," in the 4th line of the 1st section, and insert in lieu thereof the name of "John B. White."

On the question, it was determined in the affirmative.

On motion by Mr. Bent,

Further to amend the report of the committee, by striking out the name of "John Thornton," from the county of Howard.

On the question, it was determined in the negative.

On motion by Mr. M'Girk,

The report of the committee of the whole, as amended, was agreed to by the House. And

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

Mr. Moore asked and obtained leave to introduce a bill, to be entitled "an act supplementary to an act regulating the compensation of the members of the General Assembly, which was read a

first time, and the rule being dispensed with, the same was read a second time, And

Ordered, That the said bill be engrossed for a third reading, and made the order of the day for to-morrow.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

FRIDAY, OCT. 20, 1820.

The Senate assembled.

On motion by Mr. Emmons,

The bill entitled "an act for the location of the permanent seat of government for the state of Missouri," was taken up and read a third time, and

On the question,

Shall the bill as amended pass, it was determined in the affirmative, yeas 10, nays 3.

Those who voted in the affirmative, are

Messrs. Barcroft, Bollinger, Byrd, Cooper, Clark, Emmons, Logan, Moore, Perry and Talbott.

Those who voted in the negative, are

Messrs. Bent, Cummins and McGirk.

Ordered, That the House of Representatives be notified accordingly.

Mr. Perry of the committee to whom was referred the petitions of the inhabitants of the county of Jefferson, reported a bill on the subject, which was read a first time.

On motion by Mr. Emmons,

Ordered, That the said bill lie on the table.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole, on the memorial to Congress on the subject of pre-emption rights, Mr. Talbott in the chair.

After debate the President resumed the chair, and Mr. Talbott of the committee, reported, that they had disagreed to the passage of said memorial.

On motion by Mr. Emmons,

Will the House agree to the report of the committee, it was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

The House then resolved itself into a committee of the whole on the bill entitled "an act supplementary to an act establishing recorders offices and for other purposes," Mr. Bent in the chair.

After debate the President resumed the chair, and Mr. Bent of the committee, reported, that they had disagreed to the same.

On motion by Mr. Emmons, to agree to the report of the committee,

On the question,

It was determined in the affirmative, yeas 7, nays 6.

Those who voted in the affirmative, are

Messrs. Bent, Bollinger, Byrd, Emmons, Logan, Moore and Perry.

Those who voted in the negative, are

Messrs. Barcroft, Cummins, Cooper, Clark, McGirk and Talbott.

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. Moore,

The bill entitled "an act supplementary to an act regulating the compensation of the members of the General Assembly," was taken up and read a third time.

On motion by Mr. McGirk,

To amend the bill by adding to the end of the first section as follows:—"Or may have such other excuse as the House to which he belongs may think sufficient."

On the question,

Will the House agree to said proposed amendment, it was determined in the affirmative, and

On the question,

Shall the bill as amended pass, it was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

On motion,

The joint resolution concerning the errors and omissions in printing the constitution of the state of Missouri, was taken up and read a first, second and third time, the rules having been previously dispensed with.

Mr. McGirk moved to amend the said resolution by adding to the end thereof the following:—"The said secretary shall cause one thousand copies of the same to be printed, and he shall retain one hundred thereof in his office, and he shall cause as soon as may, fifty copies of the same to be deposited in the clerks office of each county; and it is hereby made the duty of the said clerks to deliver one copy of the said erratta to each person who shall demand the same."

To which amendment the House agreed, and

On the question,

Shall the resolution as amended pass, it was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Byrd,

To reconsider the vote on the question to agree to the report of the committee of the whole, on the bill entitled "an act supplementary to an act establishing recorders offices and for other purposes."

On the question,

Will the House agree to reconsider said vote, it was determined in the affirmative.

On motion by Mr. Moore,

The House adjourned to 9 o'clock to-morrow morning.

SATURDAY, OCT. 21, 1820.

The Senate assembled.

Mr. Moore, of the committee to whom was referred the petitions of the inhabitants of the county of St. Genevieve, reported a bill to be entitled "an act erecting a part of the county of St. Genevieve into a separate county by the name of _____," which was read a first time, and the rule being dispensed with, the same was read a second time, and

On motion by Mr. Moore,

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for Monday next.

A message from the House of Representatives by Mr. Devore,

Mr. President—I am instructed to inform the Senate, that the following bills and memorial, were yesterday introduced into the House of Representatives.

A bill for divorcing Susannah Bishop from her husband.

A bill regulating the mode of electing militia officers, dividing the state into divisions and brigades, and for other purposes.

A bill to provide for the removal of the jail in the county of Cape Girardeau.

A bill for establishing the county of _____ from the county of Montgomery.

A bill establishing the county of _____ from the county of Pike.

A bill establishing the county of _____ from the county of Cooper.

A bill for erecting a part of the county of Cooper into a separate county, by the name of _____

A bill concerning the Attorney-General and prosecuting attorneys.

A bill to prevent waste on school lands and for other purposes.

A memorial to Congress praying further time to pay for public lands, purchased by individuals in the state of Missouri.

The House of Representatives yesterday received their resolution of the 13th instant, not to receive any new bills except from certain committees therein named, after this date, the 20th Oct. and he withdrew.

On motion by Mr. Moore,

To take up and act upon the bill entitled, "an act supplementary to an act establishing recorders offices, and for other purposes."

On the question,

It was determined in the negative.

On motion by Mr. Perry,

The House adjourned to 9 o'clock on Monday next.

MONDAY, OCT. 23, 1820.

The Senate assembled.

On motion by Mr. Moore,

The House resolved itself into a committee of the whole on the bill to be entitled "an act erecting a part of the county of St. Genevieve into a separate county by the name of _____ Mr. Emmons in the chair.

After debate, the President resumed the chair, and Mr. Emmons of the committee reported said bill with sundry amendments thereto.

On motion by Mr. Emmons,

To amend the report of the committee, by striking out the word "seat," in the 9th line of the 6th section, and insert in lieu thereof the word "scite," which was agreed to, and

On motion by Mr. McGirk,

Further to amend the report of the committee, by striking out the word "Perry," in the 2d line of the 1st section, and to insert in lieu thereof the word "Calhoun."

On the question,

It was determined in the negative.

On motion by Mr. Emmons,

The report of the committee as amended, was read and agreed to.

Ordered, That the said bill be engrossed for a third reading and made the order of the day for tomorrow.

A message from the House of Representatives by Mr. Heath,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed a bill entitled "an act prescribing the manner of authenticating acts of the General Assembly, which may become laws without the signature and approval of the Governor," to which they request the concurrence of the Senate.

The House of Representatives have concurred with the Senate in their amendment to the resolution concerning the constitution, and he withdrew.

A message from the House of Representatives by Mr. Leduc.

Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed a bill entitled "an act in addition to act, supplementary to an amendment of the several acts directing the probate of Wills and for other purposes" herewith sent, to which they desire the concurrence of the Senate, and he withdrew.

A message from the House of Representatives by Mr. Leduc.

Mr. President—I am instructed to inform the Senate that the House of Representatives, do concur with the Senate, in their 1st 2d 5th and 6th amendments to the act providing for the location of the permanent seat of government for the state of Missouri; and they disagree to the 3d and 4th amendments of the Senate to the said bill, and they request the Senate to recede from their said 3d and 4th amendments, and he withdrew.

On motion by Mr. Emmons,

The bill entitled "an act prescribing the manner of authenticating acts of the General Assembly, which may become laws without the signature and approval of the Governor, was taken up and read a first time, and the rule being dispensed with, the same was read a second time.

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for this day.

On motion by Mr. Perry,

The bill entitled "an act in addition to an act supplementary to an amendment of the several acts directing the probate of wills and for other purposes," was taken up and read a first, second and third time, the rules having previously been dispensed with, and

On the question,

Shall the bill pass, it was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

On motion,

The House proceeded to consider the disagreement of the House of Representatives to the 3d and 4th amendments of the

Senate to the bill entitled "an act providing for the location of the permanent seat of government for the state of Missouri."

On motion by Mr. Emmons,

For the Senate to insist upon their 3d amendment to the said bill, it was determined in the affirmative.

On motion by Mr. McGirk,

That the Senate recede from their 4th amendment to said bill, it was determined in the affirmative, and

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole, on the bill entitled "an act prescribing the manner of authenticating acts of the General Assembly which may become laws without the signature and approval of the Governor," Mr. Moore in the chair.

After debate, the President resumed the chair, and Mr. Moore of the committee reported said bill with sundry amendments.

And on the question,

Will the House agree to the report of the committee, it was determined in the affirmative.

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

On motion by Mr. McGirk,

The House adjourned to 9 o'clock to-morrow morning.

TUESDAY, OCT. 24, 1820.

The Senate assembled.

On motion by Mr. Moore,

The bill entitled "an act erecting a part of the county of St. Genevieve into a separate county, by the name of Perry," was taken up and read a third time.

Mr. Emmons moved to amend the bill by adding the following as a 2th section, by way of rider.

"Be it enacted, that the inhabitants of the said county of Perry, shall pay their proportion of the tax, of the third instalment for building a court house in the town of St. Genevieve; and the sheriff of the county of Perry shall collect the said tax, and pay it over in the same manner as is provided by a law, providing for the erection of a court house in the county of St. Genevieve, any thing in this act to the contrary notwithstanding."

To which the House agreed, and

On the question,

Shall the bill pass as amended, it was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly, and ask their concurrence thereto.

A message from the House of Representatives by Mr. Leduc,
Mr. President—I am instructed to inform the Senate that the House of Representatives do insist on their disagreement to the 3d amendment of the Senate to the bill entitled "an act providing for the location of the permanent seat of government for the state of Missouri," and they request a conference on the subject of said disagreement between both Houses on said bill, and have appointed Messrs. Stuart, Geyer and Parmer, a committee on their part, for that purpose.

The House of Representatives do not concur in the passage of the bill entitled "an act supplementary to an act regulating the compensation of the members of the General Assembly," which bill is herewith returned to the Senate, and he withdrew.

On motion by Mr. Moore,

The bill entitled "an act prescribing the manner of authenticating acts of the General Assembly, which may become laws without the signature and approval of the Governor," was taken up and read a third time, and

On the question,

Shall the bill as amended pass, it was determined in the affirmative, yeas 10, nays 3.

Those who voted in the affirmative, are

Messrs. Barcroft, Cummins, Cooper, Clark, Emmons, Logan, McGirk, Moore, Perry and Talbott.

Those who voted in the negative, are

Messrs. Bent, Bollinger and Byrd.

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. Moore,

The House proceeded to re-consider the bill entitled "an act supplementary to an act establishing recorder's offices, and for other purposes."

Mr. Moore again moved to agree to the report of the committee, disagreeing to the passage of said bill. And

On the question, it was determined in the affirmative.—Yeas 8, Nays 5.

Those who voted in the affirmative are,

Messrs. Bent, Bollinger, Byrd, Cooper, Emmons, Logan, Moore and Perry.

Those who voted in the negative are,

Messrs. Barcroft, Cummins, Clark, McGirk, and Talbott.

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. Emmons,

A committee of conference was appointed on the part of this House, to meet the committee from the House of Representatives, on the subject of the disagreement between both Houses, on the bill entitled an act to provide for the location of the permanent seat of government for the state of Missouri.

Ordered, That Messrs. Emmons, Moore and Bollinger, be that committee. And

Ordered further, That the House of Representatives be notified accordingly.

A message from the House of Representatives by Mr. Geyer,

Mr. President—The House of Representatives have this day passed “a resolution requiring the Auditor to report the state of the Treasury to the General Assembly,” to which they request the concurrence of the Senate, and he withdrew.

On motion by Mr. Emmons,

The said resolution was taken up, and read a first, second and third time, the rules having been previously dispensed with.

On the question, shall the resolution pass,

It was determined in the affirmative. And

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. McGirk,

The House adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, OCT. 26, 1820.

The Senate assembled.

Mr. Beat of the committee, reported, that they had examined and found truly enrolled, “a resolution concerning the Constitution, and a resolution requiring the Auditor to report the state of the Treasury to the General Assembly.”

On motion by Mr. Perry,

The bill entitled “an act supplementary to an act erecting a part of the counties of St. Louis and St. Genevieve into a separate county, by the name of Jefferson county,” was taken up and read a second time.

Mr. McGirk moved to postpone the further consideration of said bill until the next session of the General Assembly.

On the question, it was determined in the negative.

On motion by Mr. Perry,

To refer the same to a committee of the whole House,

On the question, it was determined in the negative.

On motion by Mr. Perry,

That the said bill be engrossed for a third reading, and made the order of the day for to-morrow.

On the question, it was determined in the negative.

On motion by Mr. Emmons,

That the bill be rejected.

On the question, it was determined in the affirmative.

A message from the House of Representatives by Mr. Smith,

Mr. President—I am instructed to inform the Senate, that the House of Representatives concur with the Senate in their amendments to the bill entitled "an act prescribing the manner of authenticating acts of the General Assembly which may become laws without the signature and approval of the Governor."

A message from the House of Representatives by Mr. Leduc,

Mr. President—I am instructed to inform the Senate, that the Speaker of the House of Representatives has this day signed the following resolutions :—A resolution requiring the Auditor to report the state of the Treasury to the General Assembly; and a Resolution concerning the Constitution; which said resolutions are herewith sent for the signature of the President of the Senate.

The President signed the said resolutions, and they were delivered to the committee to be laid before the Governor.

Mr. Perry of the committee reported, that they had examined and found truly enrolled, the following acts: "An act prescribing the manner of authenticating acts of the General Assembly, which may become laws without the signature and approval of the Governor; and an act in addition to an act supplementary to the several acts directing the probate of wills, and for other purposes."

A message from the House of Representatives by Mr. Bates,

Mr. President—The Speaker of the House of Representatives has signed "an act prescribing the manner of authenticating acts of the General Assembly, which may become laws without the signature and approval of the Governor; and an act in addition to an act supplementary to the several acts directing the probate of wills, and for other purposes;" which acts are herewith sent for the signature of the President of the Senate.

The President signed the said acts, and they were delivered to the committee to be laid before the Governor.

On motion by Mr. McGirk,

The House adjourned to 9 o'clock to-morrow morning.

THURSDAY, OCT. 26, 1820.

The Senate assembled.

Mr. Emmons, of the joint committee of conference, reported, that they had agreed to recommend that the House of Representatives re-consider their votes disagreeing to the amendment of the Senate to the act to provide for the location of the permanent seat of government for the state of Missouri. And that the Senate re-consider their vote insisting on said amendment, and agree to amend the amendment by striking out the words 'six hundred,' and insert in lieu thereof the words 'four hundred and fifty.'

On motion by Mr. Emmons,

That the House agree to the report of the committee of conference.

On the question, it was determined in the affirmative. And

Ordered, That the House of Representatives be informed accordingly.

Mr. Bent asked and obtained leave to lay before the Senate sundry petitions from the inhabitants of St. Louis and St. Charles, praying to give a lien to artificers and mechanics, on buildings by them erected, until they shall receive payment for the same; which said petitions were read, and referred to a select committee, with instructions to report by bill or otherwise.

Ordered, That Messrs. Bent, Clark and Talbott be that committee.

Mr. Perry of the committee, reported, that on yesterday they laid before the Governor, for his approbation, the following acts and resolutions, to wit: an act prescribing the manner of authenticating acts of the General Assembly which may become laws without the signature and approval of the Governor; and an act in addition to an act supplementary to the several acts directing the probate of wills, and for other purposes; also, a resolution requiring the Auditor to report the state of the Treasury to the General Assembly; and also, a resolution concerning the Constitution.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that Mr. Rutter, from the select committee, yesterday reported a bill to be entitled an act supplementary to the several acts defining the powers and duties of justices of the peace in matters of a civil nature, which was read a first and second time, the rule of the House having been dispensed with. And Mr. Ball, from the select committee, yesterday reported a bill for the relief of Rene Paul, which was read a first time—and he withdrew.

A message from the House of Representatives by Mr. Rutter,

Mr. President—I am instructed to inform the Senate; that the House of Representatives have passed a bill entitled "an act supplementary to the several acts defining the powers and duties of justices of the peace in matters of a civil nature," to which they request the concurrence of the Senate—and he withdrew.

On motion by Mr. McGirk,

The said last mentioned bill was taken up and read a first time, and the rule being dispensed with, it was read a second time.

On motion by Mr. Moore,

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Boone,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have agreed to the report of the committee of conference, on the disagreement between the two houses, to the amendments made by the Senate to the bill entitled an act providing for the location of the permanent seat of government for the state of Missouri—and he withdrew.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate that the House of Representatives agree to the amendments of the Senate to the 3d, 4th, and 9th sections of the bill entitled an act prescribing the powers and duties of justices of the peace, and manner of their appointment; and also to striking out the word "further," in the 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th and 10th sections thereof, and also, to the 1st amendment to the 5th section thereof.

And the House of Representatives disagree to the amendments of the Senate to the 2d section, and to 2d and 3d amendments to the 5th section; and also, to the whole of the amendments to the 7th section thereof; and they request the Senate to recede from their said amendments disagreed to—the said bill and amendments are herewith returned to the Senate—and he withdrew.

On motion by Mr. Moore,

The House proceeded to the consideration of their amendments to the last mentioned bill, disagreed to by the House of Representatives. And

On motion by Mr. Moore,

That the Senate do recede from their amendments to the 2nd section of said bill.

On the question, it was determined in the affirmative.

On motion by Mr. Moore,

That the Senate do adhere to their 2d and 3d amendments to the 5th section.

On the question, it was determined in the affirmative.

On motion by Mr. Moore,

To recede from the amendments made by the Senate to the 7th section.

On the question, it was determined in the negative.

On motion by Mr. McGirk,

To insist on the said amendments to the 7th section of said bill.

On the question, it was determined in the affirmative. And

Ordered, That the House of Representatives be informed accordingly.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

FRIDAY, OCT. 27, 1820.

The Senate assembled.

Mr. McGirk asked and obtained leave to lay before the Senate, the petition of sundry inhabitants of the county of St. Louis, praying the General Assembly to provide by law, some more expeditious way for the collections of rents by landlords than now exists, which petition was read, and referred to a select committee, with instructions to report thereon by bill or otherwise.

Ordered, That Messrs. McGirk, Barcroft and Logan, be that committee.

Mr. Emmons, of the committee of Finance, made the following report, to wit.

The committee on Finance, agreeably to instructions, report the probable annual expenditures of the state government, the legitimate objects of taxation to meet those expenditures, and the amount of revenue produced by the territorial mode of taxation.

That the probable expenditures of the state government will be about forty-five thousand dollars, as will appear by an estimate marked *A*.

The legitimate objects of taxation, to meet those expenditures, in addition to those already taxed by the territorial mode of taxation, will be found in statement marked *B*.

The revenue produced by the territorial mode of taxation, will not be sufficient to meet the expenditures of the state; which deficit, in the opinion of your committee, ought to be *made*, by increasing the tax on some of the objects now subject to taxation, and by new objects not heretofore taxed.

The committee recommend an increase of taxation on the following objects. On lands at the following rates: first rate lands, \$1 25; second rate lands, \$1 00; and third rate lands, 75 cents per hundred acres; which will, in all probability, make an average tax of one dollar the hundred acres—and on slaves above ten years of age and under fifty, an increase of tax to one dollar per head.

As new objects of taxation, the committee recommend the following. *First.* All lands sold by the United States previous to the first day of January, eighteen hundred and twenty one, including those held by pre-emption, where the certificate is granted, and those held by New Madrid certificates. *Second.* All military bounty lands, where the same have been sold. *Third.* Sales at Auction. *Fourth.* The six dollar tax on law process, allowed the attorney of the successful party. And, *Fifth.* Bank Stock.

The committee are of opinion that the revenue produced by the territorial mode of taxation, and the increase of tax on lands and slaves, together with the new objects of taxation embraced in this report, will be amply sufficient to meet all the expenditures of the state government, allowing for all the drawbacks which may be produced, by some part of the tax not being paid on some of the lands sold by the United States.

The committee have not taken into view in this report, the revenue which will be, at some future day, produced to the state by salt springs; when that source of revenue is realized, a reduction of tax on some of the objects of taxation, will be expedient—all of which is respectfully submitted by your committee.

STATEMENT A. referred to in the foregoing report.

The probable annual expenditures of the state government, may be estimated as follows, to wit:

The compensation of the members of the General Assembly, their offices, house rent, fuel, stationary, and printing, the printing and distributing the laws and journals of an ordinary session, say sixty days, may be estimated at		\$ 20,000 00
Salary of the Governor,	\$ 2,000	
Salary of 3 Judges of the Supreme Court,	6,000	
Salary of the Chancellor,	2,000	
Salary of 4 Circuit Judges,	8,000	
		18,000 00
Salary of the Secretary of State, Attorney-General, Auditor and Treasurer, say	\$ 3,000 00	
Contingent expences not provided for, say	\$ 4,000 00	
Total amount,	\$ 45,000 00	

REMARKS.

The expences of government will be increased by the increase of population; but the increase of population will increase the revenue in the same proportion.

STATEMENT B. also referred to in the above report.

The amount of revenue produced by the territorial mode of taxation, for the year ending on the first Monday of December, 1819, was - - - - \$ 24,424 00

The confirmed lands within the limits of the state, are 1,087,143 acres; which being taxed as is proposed in the report, at one dollar per hundred acres, would produce, in addition to revenue by the territorial mode of taxation, the sum of - - - - \$ 4,348 00

The lands sold by the United States on the 30th day of September, 1820, amounted to 1,250.934 acres, which being taxed as is proposed in the report, would produce the sum of - - - - \$ 12,509 00

\$ 41,281 00

Which leaves a deficit of \$ 3,719 00, to be provided for by the revenue arising from the increased tax on slaves; the tax on the military bounty lands; sales at auction; the tax on law process, and on bank stock; which will be amply sufficient, in the opinion of your committee, to make up the deficit, and meet all the drawbacks which will be occasioned by those lands forfeited to the United States, by reason of the purchaser not making payment.

On motion by Mr. Perry,

The House resolved itself into a committee of the whole of the bill entitled "an act supplementary to the several acts defining the powers and duties of justices of the peace in matters of a civil nature, Mr. Perry in the chair.

After debate, the President resumed the chair, and Mr. Perry, of the committee, reported said bill with sundry amendments thereto, which was read.

Mr. McGirk moved to amend the report of the committee, by striking out the words "has been entered into," in the 2nd line of the 2nd section. and insert in lieu thereof the words "after the taking effect of this act."

On the question, it was determined in the affirmative.

On motion by Mr. Emmons,

To agree to the report of the committee, as amended,

On the question, it was determined in the affirmative. And

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that the House of Representatives concur with the Senate in their amend-

ments to the bill entitled an act to fix the temporary seat of government for the State of Missouri, with sundry amendments to the amendments of the Senate, herewith sent; and they desire that the Senate may concur with the amendments made by the House of Representatives, to the said amendments of the Senate.

The fourth amendment made by the Senate was agreed to by the House of Representatives—and he withdrew.

A message from the House of Representatives by Mr. Rutter,
Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed an act prescribing the duties of State Treasurer and Auditor of Public Accounts, and regulating their offices, to which they desire the concurrence of the Senate—and he withdrew.

Mr. M. Girk asked and obtained leave to lay before the Senate, the petition of Joseph Bouju, praying to be authorized by the General Assembly, to have a lottery, which was read.

On motion by Mr. M. Girk,

To refer said petition to a select committee, with instructions to report by bill or otherwise.

On the question, it was determined in the negative. And

On motion by Mr. M. Girk,

Shall the petitioner have leave to withdraw his petition.

It was determined in the affirmative.

A message from the House of Representatives by Mr. M. Girk,

Mr. President—I am instructed to inform the Senate, that Mr. Bates did, on the 19th. October, obtain leave to introduce into the House of Representatives, a bill to be entitled an act more particularly defining the duties of justices of the peace, and manner of establishing open accounts before justices of the peace, which said bill has been twice read, and was made the order of the day in committee of the whole on Monday next—and he withdrew.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have appointed on their part, Messrs. Stuart, Heath and Bates, a committee of conference, on the disagreement of the amendments, made by the Senate to the bill entitled "an act prescribing the powers and duties of justices of the peace, and manner of their appointment"—and he withdrew.

On motion by Mr. Enmons,

That there be a committee of conference appointed, to act with the committee from the House of Representatives, on the subject of the disagreement between the two Houses, relative to the bill, entitled an act prescribing the powers and duties of justices of the peace, and the manner of their appointment.

On the question, it was determined in the affirmative. And

Ordered, That Messrs. M'Girk, Bent and Bollinger be that committee.

Ordered further, That the House of Representatives be notified accordingly.

On motion by M r. Emmons,

The bill entitled "an act prescribing the duties of State Treasurer and Auditor of Public Accounts, was taken up and read a first time.

On motion by Mr. Moore,

The amendments made by the House of Representatives to the amendments of the Senate, to the bill entitled an act to fix the temporary seat of government for the state of Missouri, was taken up and read. And

On motion, ordered to lie on the table.

A communication from the Governor, by Mr. Pettus, his private secretary.

To the Senate and House of Representatives of the state of Missouri.

I have approved and signed the following acts and resolution :

An act supplementary to an act regulating the commissioning of Sheriff and Coroner.

An act prescribing the manner of appointing electors for the election of President and Vice President of the United States.

An act prescribing the manner of authenticating acts of the General Assembly which may become laws without the signature and approval of the Governor.

An act in addition to an act supplementary to the several acts directing the probate of wills, and for other purposes. And also,

A resolution requiring the Auditor to report the state of the Treasury to the General Assembly.

On motion,

The House adjourned to 9 o'clock to morrow morning.

SATURDAY, OCT. 23, 1820.

The Senate assembled.

The President not appearing, but having by message informed the House that he was unable to attend by reason of indisposition,

On motion by Mr. Emmons,

Mr. Moore was unanimously chosen President of the Senate pro tempore, and took the chair as such.

On motion by Mr. Emmons,

The bill entitled an act prescribing the duties of State Treasurer and Auditor of Public Accounts, was taken up and read a second time.

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for Monday next.

On motion by Mr. Emmons,

The bill entitled an act supplementary to the several acts defining the powers and duties of justices of the peace, in matters of a civil nature, was taken up and read a third time.

On the question, shall the bill as amended, pass,

It was determined in the affirmative. And

Ordered, That the House of Representatives be informed accordingly, and request their concurrence to said amendments.

On motion by Mr. Emmons,

The House adjourned to 9 o'clock on Monday next.

MONDAY, OCT. 30, 1820.

The Senate assembled.

Mr. M'Girk, of the joint committee of conference, on the subject of the disagreement between the two Houses, relative to the amendments of the Senate to the bill entitled "an act prescribing the powers and duties of justices of the peace, and manner of their appointment," reported, that they had held a conference, and agreed to recommend to their respective Houses,

1. That the House of Representatives do recede from their disagreement to the second amendment of the Senate made to the 5th section of said act.

2. They recommend to both Houses an amendment to the 3d amendment of the Senate to the 5th section, by striking out the words "corrupt practice or" in the said amendment.

3. They recommend to the House of Representatives to recede from their disagreement to the balance of that amendment.

4. They recommend to both Houses to strike out the words "corrupt practice or," in the 5th line of the 5th section of the act.

5. They recommend to the Senate to recede from their amendment striking out of the 7th section, except the following words: "Their jurisdiction in criminal cases shall extend over the whole county, but in civil cases over the township only for which they have been respectively commissioned."

6. They recommend to the House of Representatives to recede from their disagreement to the 2d amendment made by the Senate to the 7th section of the said act.

On motion by Mr. M'Girk,

That the Senate agreed to the report of the committee.

On the question,

It was determined in the affirmative, and

Ordered. That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. M'Girk,
Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed a bill entitled an act for taking an enumeration of the inhabitants in the state of Missouri; also a bill entitled an act defining the limits of Howard county, and laying off new counties within the limits of said county as heretofore defined; and also a bill entitled an act respecting the terms of the circuit courts, the several rules of the House having been dispensed with, to which said several bills they ask the concurrence of the Senate, and he withdrew.

On motion by Mr. Emmons,

The bill entitled an act respecting the terms of the circuit courts was taken up and read a first, second and third time, the rules having previously been dispensed with.

On motion by Mr. M'Girk,

To amend the said bill, as follows: After the word "court," in the 15th line, insert "and all sales of real property on execution, where notice is now given by any sheriff, or where such notice shall hereafter be given, are hereby postponed until the third day of the first term of the circuit court for the said county or circuits, where the same is held, and then such sales shall take place in the same manner they would have been made, if this act had not been passed."

On the question,

Will the House agree to said amendment, it was determined in the affirmative, and

On the question,

Shall the bill as amended pass, it was determined in the affirmative.

Ordered. That the House of Representatives be notified hereof accordingly.

Mr. Bent of the committee to whom was referred the petitions of sundry inhabitants of the counties of St. Louis and St. Charles, reported "a bill securing to mechanics and others, payment for their labor and materials in erecting any House or building in the state of Missouri," which was read a first time, and the rule being dispensed with, the same was read a second time, and

Ordered. That the said bill be referred to a committee of the whole and made the order of the day for to-morrow.

On motion by Mr. Emmons,

The bill entitled an act to provide for taking an enumeration of the inhabitants of the state of Missouri, was taken up and read

a first time, and the rule being dispensed with, the same was read a second time, and

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for to-morrow.

The House resolved itself into a committee of the whole, on the bill entitled "an act prescribing the duties of State Treasurer and Auditor of Public accounts, and regulating their offices," Mr. Emmons in the chair.

After debate, the President resumed the chair, and Mr. Emmons of the committee, reported progress, and asked leave to sit again, to which the House agreed.

A message from the House of Representatives by Mr. Bates.

Mr. President—I am instructed to inform the Senate that the House of Representatives have agreed to the report of the joint committee of conference on the subject of the disagreement between the two Houses upon the amendments of the Senate to the act defining the powers and duties of justices of the peace, and the manner of their appointment, and he withdrew.

On motion by Mr. McGirk,

Resolved, That the assistant Clerk of this House take an oath that he will not at any time disclose any matter that may come before the Senate, when they are acting with closed doors.

Which oath was duly administered in presence of the Senate.

On motion by Mr. McGirk,

The House again resolved itself into a committee of the whole on the bill entitled "an act prescribing the duties of State Treasurer and Auditor of Public Accounts and regulating their offices, Mr. Emmons in the chair.

After debate, the President resumed the chair, and Mr. Emmons of the committee reported said bill with sundry amendments thereto.

On motion by Mr. Emmons,

Ordered, That the report of the committee lie on the table.

A message from the House of Representatives by Mr. Smith;

Mr. President—I am instructed to inform the Senate, that the House of Representatives do concur in the amendment of the Senate to the act respecting the terms of the circuit courts, and he withdrew.

Mr. Perry of the committee, reported that they had examined and found truly enrolled, an act respecting the terms of the circuit courts.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that the Speaker of the House of Representatives has signed an act con-

cerning the terms of the circuit courts, which act is herewith sent for the signature of the President of the Senate.

The President signed the said act, and it was delivered to the committee to be laid before the Governor.

On motion by Mr. McGirk,

Ordered, That the committee on finance be instructed to report a bill on the subject of state revenue, and ordered further that Mr. McGirk be added to that committee.

Mr. Perry of the committee, reported that they had examined and found truly enrolled, "an act prescribing the powers and duties of justices of the peace, and manner of their appointment.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that the Speaker of the House of Representatives, has signed an act prescribing the powers and duties of justices of the peace, and the manner of their appointment, which act is herewith sent for the signature of the President of the Senate, and he withdrew.

The President signed the said act, and it was delivered to the committee, to be laid before the Governor.

On motion by Mr. Logan,

The Senate adjourned to 9 o'clock to-morrow morning.

TUESDAY, OCT. 31, 1820.

The Senate assembled.

Mr. McGirk of the committee to whom was referred the petition of sundry inhabitants of the town of St. Louis, reported a bill respecting distress for rent, which was read a first time, and

Ordered, That said bill lie on the table.

A message from the House of Representatives by Mr. McGirk,

Mr. President—I am instructed to inform the Senate that Mr. M^r Arthur the clerk of the House of Representatives, being unable to attend to his duties as such, by reason of indisposition, Mr. J. Rice Jones has been appointed to act in his stead, *pro tempore*.

The House of Representatives having been notified of the death of Daniel Ralls, Esq. late a member of the House from the county of Pike, have come to a resolution herewith sent, to which they request the concurrence of the Senate, and he withdrew.

Resolved, By the Senate and House of Representatives, That they will attend the funeral of Daniel Ralls, Esq. late a member of the House of Representatives, from the county of Pike, this day at 4 o'clock P. M. and as a testimony of respect for the memory of the deceased, will go into mourning, and wear crape round the left arm during the remainder of the present session.

On motion,

Resolved, That the Senate concur with the House of Representatives in passing the above motion, and

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Perry,

The House proceeded to the consideration of the amendments made by the House of Representatives to the amendments of the Senate to the bill entitled an act to fix the temporary seat of government for the state of Missouri.

On motion by Mr. Perry,

To request of the House of Representatives a conference upon their message to the Senate, on their amendments to the amendments of the Senate to the said bill.

On the question,

It was determined in the negative, yeas 5, nays 7.

Those who voted in the affirmative, are

Messrs. Bent, Bollinger, Byrd, Logan and Perry.

Those who voted in the negative, are

Messrs. Barcroft, Cummins, Cooper, Clark, Emmons, M'Girk and Talbott.

Mr. Perry moved,

That the Senate adopt the following resolution, to wit.

Resolved by the Senate, That the last message sent by the House of Representatives on the bill to fix the temporary seat of government for the state of Missouri, is unparliamentary.

On the question,

It was determined in the negative, yeas 5, nays 7.

Those who voted in the affirmative, are

Messrs. Bollinger, Byrd, Logan, M'Girk and Perry.

Those who voted in the negative, are

Messrs. Bent, Barcroft, Cummins, Cooper, Clark, Emmons and Talbott.

On motion by Mr. Bollinger,

That the Senate agree to the amendments made by the House of Representatives to the amendments of the Senate to the said bill, and

On the question,

It was determined in the negative, yeas 5, nays 7.

Those who voted in the affirmative, are

Messrs. Barcroft, Bollinger, Cummins, Cooper and Clark.

Those who voted in the negative, are

Messrs. Bent, Byrd, Emmons, Logan, M'Girk, Moore, Perry and Talbott.

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Heath.

Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed the following bills, to which they request the concurrence of the Senate: "A bill entitled an act erecting a part of Cooper County into a separate county by the name of Cole;" and "a bill entitled an act establishing the county of Lillard," and he withdrew.

Mr. Talbott of the committee reported, that this day they laid before the Governor for his approbation "an act respecting the terms of the circuit courts;" and also "an act prescribing the powers and duties of justices of the peace and the manner of their appointment."

On motion by Mr. M. Gurk.

The House resolved itself into a committee of the whole, on the bill entitled "an act relating to mechanics and others, payment for their labor and materials in erecting any houses or buildings in the state of Missouri," Mr. Clark in the chair.

After debate the president resumed the chair, and Mr. Clark of the committee, reported progress, and asked leave to sit again, to which the House agreed, and

On motion by Mr. M. Gurk,

The House adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, NOV. 1, 1820.

The Senate assembled.

A message from the House of Representatives by Mr. Stephenson.

Mr. President—I am instructed to inform the Senate, that Mr. Bates, yesterday asked and obtained leave to introduce into the House of Representatives a memorial from the General Assembly to Congress, recommending the laying additional duties on foreign lead and iron, and their manufactures imported into the United States, which was read a first time, and he withdrew.

On motion by Mr. Cummins,

The bill entitled an act establishing the county of Lillard, was taken up and read a first time, and the rule being dispensed with, the same was read a second time.

Ordered, That the said bill be referred to a committee of the whole House and made the order of the day for to-morrow.

On motion by Mr. Emmons,

The bill entitled an act erecting a part of Cooper county into a separate county by the name of Cole, was taken up and read a

first time, and the rule being dispensed with, the same was read a second time.

Ordered, That the said bill be referred to a committee of the whole House and made the order of the day for to-morrow.

On motion by Mr. Clark:

The bill entitled "an act defining the limits of Howard county, and laying off new counties within the limits of said county as heretofore defined," was taken up and read a first time, and the rule being dispensed with, the same was read a second time.

Ordered, That the said bill be referred to a committee of the whole House, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate that the House of Representatives have passed a bill entitled an act establishing the county of Callaway, and also a bill entitled an act concerning the Attorney General, which said bills are herewith sent, and ask the concurrence of the Senate thereto, and he withdrew.

On motion by Mr. Girk:

The report of the committee on the bill entitled an act prescribing the duties of State Treasurer and Auditor of Public Accounts was taken up and read.

Mr. Emmens moved to amend the report of the committee, by striking out the whole of the 4th and 5th sections of said bill, and insert in lieu thereof the following.

"Sec. 4. *Be it enacted*, That it shall be the duty of the Auditor, to audit and adjust all accounts and demands which may be presented to him against the state, for services performed, or work or labor done in pursuance of any existing laws of the state, and shall draw on the Treasurer for all sums by him allowed, and to take a receipt for such draft, on the account or demand allowed, and if any person shall be dissatisfied with the decisions of the Auditor, on any account or demand presented to said Auditor, it shall be the duty of the Auditor, at the request of the person, to refer the same to the General Assembly. *Provided*, That the said Auditor shall not allow any account against the state, which shall be of longer standing than two years, previous to the time of presenting.

"Sec. 5. *Be it enacted*, That it shall be the duty of the Auditor to make a report to the General Assembly, within fifteen days after the commencement of each session thereof, exhibiting the amount of all the money which ought to have been paid into the State Treasury for the period preceding such report, designating the name of every delinquent, and the amount due from each, the amount, number and date of each warrant, by him drawn on the

State Treasury, for what service, on what law the claim is founded, and the name of the person in whose favor, with a list of the accounts which have been rejected by him, and the reason therefor; and it shall be the duty of any person who has, or may have accounts to be audited, to present duplicates, one of which shall be kept by the Auditor of public accounts, and if said account is allowed by the Auditor, he shall endorse on the other duplicate of said account under his signature and seal of office, that it has been audited and allowed, and such duplicate shall be presented to the State Treasurer before he is required to pay such warrant or order on the Treasury for the amount of such account."

On the question,

Will the House agree to the said amendment, it was determined in the affirmative, and

On motion by Mr. Emmons,

The further consideration of said bill was postponed until tomorrow.

A message from the House of Representatives by Mr. M'Girk,

Mr. President—I am instructed to inform the Senate, that the following communication from the Governor, was this day sent to the House of Representatives.

To the Senate and House of Representatives,

"I have approved and signed the following acts: An act prescribing the powers and duties of justices of the peace, and manner of their appointment; and an act respecting the terms of the circuit courts.

A. M'NAIR."

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed the following resolution:

Resolved, That this House will proceed, jointly with the Senate, in the Representative hall, to the election of justices of the peace for the several counties in this state, and that the Senate be acquainted herewith—and he withdrew.

On motion by Mr. Emmons;

Resolved, That the Senate will meet the House of Representatives, at three o'clock, P. M. this day, for the purpose of electing justices of the peace for the several counties in this state.

On the question, will the House adopt the said resolution,

It was determined in the affirmative. And

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that the House of Representatives accede to the proposal of the Senate, to

meet the House of Representatives, in the Representative hall, at three o'clock, P. M. this day, for the purpose of electing justices of the peace for the several counties in this state.

The seats in front of the Speaker's chair are appropriated for the members of the Senate—and he withdrew.

On motion by Mr. M'Girk,

The Senate proceeded to the Representative Hall, for the purpose of electing justices of the peace for this state, and having done so, returned to the Senate Chamber.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

THURSDAY, NOV. 2, 1820.

The Senate assembled.

On motion by Mr. Emmens,

The Senate resumed the consideration of the report of the committee, on the bill entitled an act prescribing the duties of State Treasurer and Auditor of Public Accounts, and regulating their offices.

Mr. Emmens moved to amend the report of the committee, by inserting the following as a 6th and 7th sections.

"Sec. 6. *Be it enacted*, That the Treasurer shall make report to the General Assembly, within fifteen days after the commencement of each session, exhibiting in detail the receipts and expenditures of the Treasury, for the period preceding such report, designating therein the name of every person from whom monies have been received, to whom monies have been paid, the date, number and amount of the Auditor's warrants authorising such payment, with the amount of such payment, with the amount of monies remaining in the Treasury: and said Treasurer shall report to the General Assembly the proper objects of taxation to meet the expenditures of the state government, with the ratio of tax, and whether it will be expedient to increase or reduce the tax on any of the objects of taxation embraced in said report, and shall also recommend to the General Assembly new objects of taxation as he may think expedient.

Sec. 7. *Be it enacted*, That the General Assembly shall cause a settlement to be made annually, in the month of November, with the State Treasurer, by some person or persons authorized by them for that purpose; which settlement shall first be presented to the General Assembly, and if approved of, then the person or persons so authorised, shall credit the Treasurer for all monies paid by him according to law, shall strike the balance, and enter the same on the Treasurer's books, and sign the settlement by him or

them made; and shall moreover furnish the Auditor with a statement of such settlement, and the amount of monies in the Treasury. And it shall be the duty of the Auditor to enter the same on his books, and the person or persons authorized to make the settlement with the Treasurer, after having completed the same, shall burn or otherwise destroy all the warrants drawn by the Auditor on the Treasurer, which shall have been placed to the Treasurer's credit in the settlement by him or them made."

On the question, will the House agree to said amendments,
It was determined in the affirmative.

On motion by Mr. Emmons,

Further to amend the report of the committee, by striking out the word "November" in the 4th line of the 8th section, and insert in lieu thereof the word "December."

On the question, will the House agreed to said amendment,
It was determined in the affirmative.

On motion by Mr. Emmons,

That the House agree to the report of the committee, as amended,

It was determined in the affirmative. And

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Devore,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed a bill entitled an act establishing an academy in the town of St. Charles, state of Missouri, to which they request the concurrence of the Senate—and he withdrew.

A message from the House of Representatives by Mr. Leduc,

Mr. President—I am instructed to inform the Senate, that the following resolution offered by Mr. Ball, was agreed to by the House of Representatives:

Resolved, by the House of Representatives, that they will, at three o'clock, P. M. this day, in conjunction with the Senate, proceed to the election of electors on the part of this state, to vote for President and Vice President of the United States; and that the Senate be requested to attend in the hall of Representatives for that purpose.

On motion,

Resolved, That the Senate concur with the request of the House of Representatives, in pursuance of the above message, and

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Heath,

Mr. President—I am instructed to inform the Senate, that the

House of Representatives have passed a bill entitled an act to establish the county of Fulton, to which they request the concurrence of the Senate.

On motion by Mr. Clark,

The House resolved itself into a committee of the whole, on the bill entitled an act establishing the county of Lillard, Mr. Bent in the chair.

After debate, the President resumed the chair, and Mr. Bent of the committee, reported the said bill with sundry amendments thereto. And

On the question, will the House agree to the report of the committee,

It was determined in the affirmative.

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

On motion by Mr. Cummins,

The bill entitled an act establishing the county of Fulton, was taken up and read a first time, and the rule being dispensed with, the said bill was read a second time.

Ordered, That the same be referred to a committee of the whole, and made the order of the day for to-morrow.

On motion by Mr. Perry,

The Senate proceeded to the hall of Representatives for the purpose of electing electors to vote for President and Vice President of the United States, and having performed that duty, returned to the Senate chamber.

On motion by Mr. Talbott,

The bill entitled an act establishing the county of Callaway, was taken up and read a first time, and the rule being dispensed with, the same was read a second time.

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for Saturday next.

A message from the House of Representatives by Mr. Devore,
Mr. President—I am instructed to inform the Senate, that the House of Representatives do insist on their amendments to the amendments of the Senate to the bill entitled an act to fix the temporary seat of government for the state of Missouri, and request the Senate to recede from their disagreement to the amendments of the House of Representatives—and he withdrew.

A message from the House of Representatives by Mr. Devore,
Mr. President—I am instructed to inform the Senate, that the House of Representatives concur in passing the bill entitled an act erecting a part of the county of St. Genevieve into a separate county by the name of Perry, with an amendment thereto, which

act and the amendment is herewith sent, and ask the concurrence of the Senate to the said amendment—and he withdrew.

On motion by Mr. M'Girk,

The bill entitled an act respecting distress for rent, was taken up and read a second time, and

Ordered. That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

On motion by Mr. M'Girk,

The bill entitled an act to provide for taking an enumeration of the inhabitants of the state of Missouri, was taken up and read a second time.

Ordered. That the said bill be referred to a committee of the whole.

On motion by Mr. M'Girk,

The bill entitled an act concerning the Attorney General and Prosecuting Attorneys, was taken up and read a first time, and the rule being dispensed with, the same was read a second time.

Ordered. That the said bill be referred to a committee of the whole.

On motion by Mr. Emmons,

The bill entitled an act establishing an academy in the town of St. Charles, in the state of Missouri, was taken up and read a first time, and the rule being dispensed with, the same was read a second time.

Ordered. That the said bill be referred to a committee of the whole.

On motion by Mr. Emmons,

The amendment made by the House of Representatives to the bill entitled an act erecting a part of the county of St. Genevieve into a separate county by the name of Perry, was taken up and read.

On motion by Mr. M'Girk,

That the Senate agree to the said amendment,

On the question, it was determined in the affirmative. And

Ordered. That the House of Representatives be informed accordingly.

On motion by Mr. M'Girk,

The Senate adjourned to 9 o'clock to-morrow morning.

FRIDAY, NOV. 3, 1820.

The Senate assembled.

The President of the Senate appeared, and took the chair.

On motion by Mr. Clark,

The House resolved itself into a committee of the whole on the bill entitled an act defining the limits of Howard county, and laying off new counties within the limits of said county as heretofore defined, Mr. Emmons in the chair.

After debate, the President resumed the chair and Mr. Emmons of the committee, reported said bill with sundry amendments thereto.

On motion by Mr. Barcroft,

To amend the report of the committee, by striking out the words "to section two" in the 5th line, and the words "to section one" in the 8th line of the 4th section, to which the House agreed.

On motion by Mr. Emmons,

To amend the report of the committee, by adding the following to the end of the 4th section: "and all that section of country north of the county of Chariton, to the northern boundary line of the state, which lies between the range line, dividing ranges 13 and 14, and the range line dividing ranges 21 and 22, and the same is hereby annexed to the county of Chariton, for all civil, military and judicial purposes," to which the House agreed.

On motion by Mr. McGirk,

To amend the report of the committee by adding the following to the end of the 5th section: "and all that portion of country which lies north of the county of Calhoun, and west of the range line, dividing ranges 21 and 22, to the northern and western boundary of the state, is hereby, for all civil, military and judicial purposes, attached to the county of Calhoun," to which the House agreed; and

On motion by Mr. Emmons,

That the House agree to the report of the committee, as amended.

On the question, it was determined in the affirmative; and

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

A message from the House of Representatives, by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that the Speaker of the House of Representatives has signed the certificate to the act regulating the compensation of the members of the General Assembly, whereby the same may become law, the Governor's objections to the contrary notwithstanding, which certificate

is herewith presented for the signature of the President of the Senate—and he withdrew.

Mr. Beat of the committee of enrollments, reported that they had examined and found truly enrolled “an act erecting a part of the county of St. Genevieve into a separate county by the name of Perry.

A message from the House of Representatives by Mr. Leduc.

Mr. President—I am instructed to inform the Senate, that the Speaker of the House of Representatives has this day signed an act erecting a part of the county of St. Genevieve into a separate county by the name of Perry, which act is herewith sent to the Senate for the signature of the President thereof—and he withdrew.

The President signed the said act, and it was delivered to the committee to be laid before the Governor.

On motion,

The bill entitled an act prescribing the duties of State Treasurer and Auditor of Public Accounts, and regulating their offices, was taken up and read a third time.

Mr. Moore moved to amend the bill, by inserting after the word “Governor,” in the 3th line of the 1st section, the following: “not less than six, nor more than ten, which said several securities shall take an oath or affirmation before the Governor, that they do firmly believe, that after their just debts are paid, they are each of them worth their proportion of sixty thousand dollars,” to which the House agreed; and

On the question, shall the bill as amended pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

On motion,

The Senate adjourned to 9 o'clock to-morrow morning.

SATURDAY, NOV. 4, 1820.

The Senate assembled.

On motion by Mr. Clark,

The bill entitled an act defining the limits of Howard county, and laying off new counties within the limits of said county, as heretofore defined, was taken up and read a third time.

Mr. Emmons moved to amend the bill, by inserting after the word “Boone” in the 3d line of the 3d section, the words “and not attached to, or forming a part of any other county,” to which the House agreed; and

On the question, shall the bill, as amended, pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Harris, *Mr. President*—I am instructed to inform the Senate, that Mr. M'Ferron from the Judiciary committee, has this day reported "a bill for the appointment of constables," which was read a first time in the House of Representatives. And Mr. Geyer from the same committee, reported, "a bill establishing Judicial Districts and Circuits, and prescribing the times and places of holding courts," which was read a first and second time, the rule having been dispensed with—and he withdrew.

On motion by Mr. Emmens,

The further consideration of the bill entitled an act to fix the temporary seat of government for the state of Missouri, was postponed to and made the order of the day for Monday next.

On motion by Mr. M'Girk,

The House resolved itself into a committee of the whole on the bill entitled an act to establish the county of Fulton, Mr. Bent in the chair.

After debate, the President resumed the chair, and Mr. Bent of the committee, reported said bill with sundry amendments thereto.

On motion by Mr. Barcroft,

To amend the report of the committee, by striking out the name of "Joseph Robinson," in the first line of the 2nd section, and insert in lieu thereof the name of "Hugh Galbraith, Sen." to which the House agreed; and

On the question, will the House agree to the report of the committee as amended,

It was determined in the affirmative.

Ordered, That the same be engrossed for a third reading, and made the order of the day for Monday next.

A message from the House of Representatives by Mr. Heath, *Mr. President*—I am instructed to inform the Senate, that the House of Representatives have passed a memorial to Congress, herewith sent for the concurrence of the Senate—and he withdrew.

On motion by Mr. M'Girk,

The House resolved itself into a committee of the whole on the bill respecting distress for rent, Mr. Clark in the chair.

After some time in debate, the President resumed the chair, and Mr. Clark of the committee, reported said bill with sundry amendments thereto.

On the question, will the House agree to the report of the committee,

It was determined in the affirmative; and

Ordered, That the said bill be engrossed for a third reading, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Heath,
Mr. President—I am instructed to inform the Senate, that the House of Representatives have passed the following resolution, to which they request the concurrence of the Senate, to wit:

Resolved, That this House do propose to the Senate to meet them in the Representative Hall, on the 9th inst. at 3 o'clock in the afternoon, and there appoint a State Treasurer, by joint vote of both houses.

On motion by Mr. Clark,

The House resolved itself into a committee of the whole on the bill entitled an act erecting a part of Cooper county into a separate county by the name of Cole, Mr. Talbott in the chair.

After debate, the President resumed the chair, and Mr. Talbott of the committee, reported progress, and asked leave to sit again, to which the House agreed.

On motion,

The Senate adjourned to 9 o'clock on Monday morning next.

MONDAY, NOV. 6, 1820.

The Senate assembled.

On motion by Mr. M'Girk,

The bill entitled "an act providing more effectually for the recovery of rent by distress," was taken up and read a third time.

And on the question, shall the bill pass,

It was determined in the affirmative—Yeas 6, Nays 5.

Those who voted in the affirmative are,

Messrs. Clark, Cooper, Cummins, M'Girk, Moore and Talbott.

Those who voted in the negative are,

Messrs. Bent, Barcroft, Bollinger, Byrd, and Logan.

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. M'Girk,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have agreed to the amendments made by the Senate to the 3d, 4th and 15th sections, and the 2d amendment to the 5th section of the bill entitled "an act defining the limits of Howard county and laying off new counties within the limits of said county as heretofore defined," with two amendments to the said 2d amendment to the 5th section, to which they ask the concurrence of the Senate. And they disagree to the 1st a-

amendment to the 5th section, and the amendments to the 6th, 16th, 17th, 18th and 20th sections of said bill, and pray the Senate to recede from their said last mentioned amendments, which bill and amendments are herewith returned to the Senate—and he withdrew.

On motion by Mr. M'Girk,

The House resolved itself into a committee of the whole on the bill entitled "an act concerning the Attorney General and Prosecuting Attornies," Mr. Clark in the chair.

After debate, the President resumed the chair, and Mr. Clark of the committee, reported said bill with sundry amendments thereto.

On motion by Mr. M'Girk,

That the House agree to the report of the committee,

It was determined in the affirmative; and

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Heath,

Mr. President—I am instructed to inform the Senate, that the House of Representatives do concur with the Senate in their second amendment to the bill entitled "an act supplementary to the several acts defining the powers and duties of justices of the peace in matters of a civil nature." And they disagree to all the other amendments of the Senate to the said bill, and they request the Senate to recede from their said amendments, which bill and amendments are herewith returned to the Senate—and he withdrew.

Mr. Bent of the committee reported that on Saturday last they laid before the Governor for his approval, an act erecting a part of the county of St. Genevieve into a separate county, by the name of Perry.

On motion by Mr. Clark,

The amendment made by the Senate to the bill entitled an act defining the limits of Howard county and laying off new counties within the limits of said county as heretofore defined, and disagreed to by the House of Representatives; as also the amendments made by the House of Representatives to the amendments of the Senate to said bill, was taken up and read.

On motion by Mr. Clark,

That the Senate agree to the amendments made by the House of Representatives to the amendments of the Senate.

On the question,

It was determined in the affirmative.

On motion by Mr. Clark,

That the Senate recede from their amendments disagreed to by the House of Representatives.

On the question,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

Mr. Bollinger asked and obtained leave of absence for two days.

On motion,

The bill entitled an act to establish the county of Lillard, was taken up and read a third time, and

On the question,

Shall the bill as amended pass, it was determined in the affirmative.

Ordered, That House of Representatives be informed accordingly and ask their concurrence in the amendments to the said bill.

On motion by Mr. Emmons,

The bill entitled an act to establish the county of Fulton, was taken up and read a third time.

On the question,

Shall the bill pass as amended, it was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Talbott,

The House resolved itself into a committee of the whole, on the bill entitled an act to establish the county of Calaway, Mr. Barcroft in the chair.

After debate, the president resumed the chair, and Mr. Barcroft of the committee reported the said bill with sundry amendments thereto.

On motion by Mr. M'Girk,

Ordered, That the said report lie on the table.

Mr. Clark gave notice that on to-morrow he would ask leave to introduce a bill respecting justices of the peace, appointed by the present session of the General Assembly who happened to be within the bounds of the new counties.

A message from the House of Representatives by Mr. Rutter,

Mr. President—I am instructed to inform the Senate that the House of Representatives do not concur with the Senate, in passing the bill entitled "an act concerning the judges of the supreme and circuit courts, and chancellor," which bill is herewith returned to the Senate, and he withdrew.

On motion by Mr. M'Girk,

The amendments made by the Senate to the bill entitled "an

act supplementary to the several acts defining the powers and duties of Justices of the peace in matters of a civil nature, was taken up and read.

Mr. Moore moved to postpone the further consideration of the subject until the first day of March next.

On the question,

It was determined in the negative:

On motion by Mr. McGirk,

That the Senate do insist on their first amendment to the said bill.

On the question,

It was determined in the affirmative.

On motion by Mr. McGirk,

That the Senate recede from all their other amendments to said bill.

On the question,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

On motion,

The House adjourned to 9 o'clock to-morrow morning.

TUESDAY, NOV. 7, 1820.

The Senate assembled.

On motion by Mr. Barcroft,

That the resolution sent from the House of Representatives relative to the appointment of State Treasurer, be now taken up and acted on.

On the question,

It was determined in the negative, and ordered that the same lie on the table.

Mr. Clark, agreeably to notice, introduced a bill to provide for commissioning justices of the peace in counties established at the present session of the General Assembly.

Mr. Bollinger who asked and obtained leave of absence on yesterday for ten days, appeared and took his seat, and asked leave of absence for the same length of time from to-morrow, which was granted.

On motion by Mr. Moore,

The Senate proceeded to the consideration of the disagreement between the two Houses on the bill entitled an act to fix the temporary seat of government for the state of Missouri, and

On motion by Mr. Barcroft,

That the Senate recede from their disagreement to the amendments made by the House of Representatives to the amendment of the Senate to said bill.

On the question,

It was determined in the negative, yeas 5, nays 6.

Those who voted in the affirmative, are

Messrs. Barcroft, Clark, Cooper, Cummins and Perry.

Those who voted in the negative, are

Messrs. Bent, Bollinger, Byrd, Emmons, Logan, M'Girk, Moore and Talbott.

On motion by Mr. Emmons,

That the Senate ask a conference with the House of Representatives on the subject of said disagreement.

On the question,

It was determined in the affirmative, yeas 9, nays 3.

Those who voted in the affirmative, are

Messrs. Bollinger, Byrd, Cooper, Cummins, Emmons, Logan, M'Girk, Moore and Talbott.

Those who voted in the negative, are

Messrs. Bent, Barcroft and Clark.

Ordered, That Messrs. Moore, M'Girk and Cooper, be a committee on the part of this House for that purpose, and ordered further that the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Waters.

Mr. President—I am instructed to inform the Senate that the House of Representatives do concur with the Senate in their amendments to the 1st, 4th, 5th, 8th, 11th and 12th sections, and 1st amendment to the 2d section, of the bill entitled an act prescribing the duties of State Treasurer, and Auditor of Public Accounts, and regulating their offices. They also concur in their amendments to the 6th Section of the said bill, with amendments thereto, to which they ask the concurrence of the Senate. They do not concur with the Senate in their second amendment to the 2d section of said bill, which bill and amendments are herewith returned to the Senate.

A message from the House of Representatives by Mr. Heath.

Mr. President—I am instructed to inform the Senate that the House of Representatives have passed a bill entitled "an act to erect a separate county out of part of Franklin county," herewith sent, to which they request the concurrence of the Senate, and he withdrew.

On motion by Mr. McGirk,

The House resolved itself into a committee of the whole on the bill entitled "an act to establish the county of Cile," Mr. Talbott in the chair.

After debate the President resumed the chair, and Mr. Talbott of the committee reported the said bill with sundry amendments, And on the question,

Will the House agree to the report of the committee, it was determined in the affirmative, which was engrossed, and the rule being dispensed with, the said bill was read a third time, and

On the question,

Shall the bill pass as amended, it was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Johnson.

Mr. President—I am instructed to inform the Senate that the House of Representatives have passed a bill entitled "an act to establish the county of Ralls," herewith sent and to which they request the concurrence of the Senate.

On motion by Mr. Cummins,

The bill entitled "an act to erect a separate county out of part of Franklin county, was taken up and read a first time, and the rule being dispensed with the same was read a second time, and

On motion by Mr. Cummins,

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for to-morrow.

On motion by Mr. Emmons,

The memorial to Congress sent from the House of Representatives was taken up and read.

Mr. McGirk moved,

That the Senate concur with the House of Representatives in passing said memorial.

On the question,

It was determined in the negative, yeas 5, nays 7.

Those who voted in the affirmative, are

Messrs. Barcroft, Clark, Cummins, McGirk, and Talbott.

Those who voted in the negative, are

Messrs. Bent, Byrd, Cooper, Emmons, Logan, Moore and Perry.

A message from the House of Representatives by Mr. Geyer,

Mr. President—I am instructed to inform the Senate that Mr. Geyer has this day asked and obtained leave to introduce into the House of Representatives a bill enabling the administrators of

Antoine F. Sougrain deceased, to convey certain real estate, which was read a first time, and he withdrew.

On motion,

The bill entitled "an act establishing the county of Ralls," was taken up and read a first time, and the rule being dispensed with, the same was read a second time.

On motion by Mr. Mmmons,

Ordered. That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

On motion by Mr. M Girk,

The report of the committee of the whole on the bill entitled "an act to establish the county of Callaway," was taken up and read.

On motion by Mr. Emmons,

To amend the report of the committee by striking out the word "Lanman," to which the House agreed, and

On motion by Mr. Talbott,

That the House agree to the report of the committee as amended.

On the question,

It was determined in the affirmative,

The same was engrossed, and the rule being dispensed with, the said bill was read a third time.

On the question,

Shall the bill pass as amended, it was determined in the affirmative, and

Ordered. That the House of Representatives be informed accordingly, and request their concurrence in said amendments.

On motion by Mr. M Girk,

The bill entitled "an act respecting the Attorney General and Prosecuting Attorneys," was taken up and read a third time, as amended.

On the question,

Shall the bill pass, it was determined in the affirmative, and

Ordered. That the House of Representatives be informed accordingly.

The Senate adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, NOV. 8, 1820.

The Senate assembled.

On motion by Mr. Clark.

The bill to provide for commissioning justices of the peace in counties established at the present session of the General Assembly was taken up and read a second time, and

On motion by Mr. Clark.

Ordered, That the said bill be engrossed for a third reading and made the order of the day for to-morrow.

The House resolved itself into a committee of the whole, on the bill entitled "an act to erect a part of Franklin county into a separate county," Mr. M'Girk in the chair.

After debate the president resumed the chair, and Mr. M'Girk of the committee reported said bill without amendment.

On motion by Mr. Emmons,

Ordered, That the same lie on the table.

On motion by Mr. M'Girk,

The House resolved itself into a committee of the whole, on the bill entitled "an act to erect a part of Pike county into a separate county by the name of Ralls," Mr. Bent in the chair.

After debate the president resumed the chair, and Mr. Rutter of the committee reported said bill with an amendment.

On motion by Mr. M'Girk,

Ordered, That the same lie on the table.

A message from the House of Representatives by Mr. M'Girk,

Mr. President—I am instructed to inform the Senate that the House of Representatives have this day elected John R. Jones, chief clerk of their House, and he has been duly sworn as such according to law.

The House of Representatives concur with the Senate in their amendments to the bill entitled "an act erecting a part of Cooper county into a separate county by the name of Cole;" they also concur with the Senate in their amendments to the 2d and 4th sections of the bill entitled "an act to establish the county of Lillard." They do not concur with the Senate in their amendment to the title of said bill, nor to their several other amendments to several sections thereof, which strike out the word "Lillard," as the name of the county, and insert in lieu thereof "Tabeau," and they request the Senate to recede from their said several amendments, which bill and amendments are herewith returned to the Senate. They do also concur with the Senate in their amendments to the second and 9th sections of the bill entitled "an act to establish the county of Fulton," with an amendment thereto, to which they ask the concurrence of the Senate; and

they do not concur with the Senate in their amendment to the title of the said bill, nor to their several other amendments, which strike out the word "Fulton," as the name of the county and insert in lieu thereof "Saline," and they request the Senate to recede from their said amendments, which bill and amendments are herewith returned to the Senate, and he withdrew.

On motion by Mr. M'Girk,
The Senate proceeded to the consideration of the amendments by them made to the bill entitled "an act to establish the county of Fulton."

Mr. Cummins moved that the Senate do insist on their amendments to said bill, and that they disagree to the amendments made by the House of Representatives to their said amendments.

On the question,

It was determined in the affirmative, and ordered that the House of Representatives be informed accordingly.

On motion by Mr. M'Girk,

The Senate proceeded to the consideration of the amendments by them made to the bill entitled "an act to establish the county of Lillard."

Mr. M'Girk moved,

That the Senate do recede from all their amendments to said bill, disagreed to by the House of Representatives.

On the question,

It was decided in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. M'Girk,

The House resolved itself into a committee of the whole on the bill entitled "an act securing to mechanics and others payment for their labour and materials in erecting any house or other building in the state of Missouri," Mr. Moore in the chair.

After debate, the President resumed the chair, and Mr. Moore of the committee, reported said bill with amendments.

On motion by Mr. Bent,

That the Senate agree to the report of the committee,

On the question, it was determined in the affirmative, and

Ordered, That the same be engrossed for a third reading on to-morrow.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that Mr. M'Ferrom from the committee on Constitutional Provisions, has this day reported a bill enjoining certain duties on the Secretary of State and regulating his office," which was read a first and second time, the rule having been previously dispensed with.

Mr. Alcorn from the select committee for that purpose, reported a bill to enable aliens to hold real estate, which was read a first and second time, the rule having been previously dispensed with.

Mr. Geyer from the committee on Finance, reported a bill to provide for levying, assessing and collecting state and county taxes, which was also read a first and second time, the rule having been previously dispensed—and he withdrew.

On motion by Mr. McGirk,

The House resolved itself into a committee of the whole on the bill entitled "an act to provide for taking an enumeration of the inhabitants of the state of Missouri," Mr. Perry in the chair.

After some time in debate, the President resumed the chair, and Mr. Perry of the committee reported said bill withundry amendments thereto.

Mr. Eamons moved, that the House agree to the report of the committee,

Which was determined in the affirmative.

Ordered, That the same be engrossed for a third reading on tomorrow.

A message from the House of Representatives by Mr. Bates,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have agreed to the amendments made by the Senate to the bill entitled "an act establishing the county of Callaway." The House of Representatives do insist upon their disagreement to the amendment made by the Senate to the first section of the bill entitled "an act supplementary to the several acts defining the powers and duties of justices of the peace in matters of a civil nature," which bill and amendments are herewith returned—and he withdrew.

On motion,

The report of the committee on the bill entitled "an act to establish the county of Ralls," was taken up and read.

Mr. Eamons moved to amend the report of the committee, by striking out all the first section after the word "boundaries," and insert in lieu thereof as follows: "thence west on the north line of the county of Montgomery, to the north east corner of township fifty, range six, west of the fifth principal meridian; thence north on the range line dividing ranges six and seven to the township line dividing townships fifty and fifty two; thence west on the said line to the range line dividing ranges thirteen and fourteen to the south east corner of Chariton county; thence north on and with the said range line, to the northern boundary line of the state; thence east with the said boundary line to the middle of the main channel of the main fork of the River des Moines; thence down and along the middle of the main channel of the River des Moines

to the Mississippi river; thence east to the middle of the main channel of the Mississippi river; thence down and following the main channel thereof to the place of beginning, shall be and the same is hereby declared to be erected into a separate and distinct county, by the name of the county of Ralls."

On the question, will the House agreed to the said amendment, It was determined in the affirmative.

Mr. Emmons moved further to amend the report of the committee, by adding the following to the end of the 4th section, to wit: "and the sheriff of the county of Pike shall have full power to collect all taxes actually assessed and due by persons residing in the county of Ralls, and shall have full power to collect all fines, costs and executions against any person residing in the county of Ralls, previous to the taking effect of this act, in the same manner said sheriff could have done had this act not been passed."

On the question, will the House agree to the said amendment, It was determined in the affirmative.

On motion,

The said bill, as amended, was read a third time, and

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly, and request their concurrence in said amendments.

On motion by Mr. McGirk,

The report of the committee on the bill entitled "an act to erect a part of Franklin county into a separate county," was taken up and read.

Mr. McGirk moved to amend the report of the committee, by inserting after the word "shall," and before the word "be," in the 4th line of the 2d section, the words "for all civil, military and judicial purposes," to which the House agreed.

Mr. McGirk moved further to amend the report of the committee, by adding the following to the end of the 4th section: "and said commissioners for the said county of Gasconade, shall receive by donation or by purchase, a tract of land on which they shall fix the seat of justice for said county, which said tract of land shall not be less than fifty, nor more than two hundred acres, which tract of land shall be disposed of in the same manner that the commissioners of Franklin county were required by law to dispose of the tract of land by them selected to fix the seat of justice on for said county of Franklin"—to which the House agreed.

Mr. McGirk moved further to amend the report of the committee, by inserting after the word "county" in the 14th line of the 5th section, the following: "Provided, That the sheriff of the county of Franklin shall have power to collect all taxes now due

in said county of Gasconade, in the same manner he could have done if this act had not have passed"—to which the House agreed.

On motion,

The said bill, as amended, was read a third time, and

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly, and request their concurrence in said amendments.

On motion.

The Senate adjourned to 9 o'clock to-morrow morning.

THURSDAY, NOV. 9, 1820.

The Senate assembled.

On motion,

The bill entitled "an act to provide for commissioning justices of the peace in counties established at the present session of the General Assembly, was taken up and read a third time."

Mr. M-Gill moved to amend the bill by striking out the word "commissioned" in the 8th line of the 1st section—to which the House agreed, and

On the question, shall the bill pass, as amended,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

The bill entitled an act to provide for taking an enumeration of the inhabitants of the state of Missouri, was taken up and read a third time, as amended,

On the question, shall the bill pass,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

On motion,

The House resolved itself into a committee of the whole on the bill entitled "an act to establish an academy in the town of St. Charles," Mr. Cummins in the chair.

After debate, the President resumed the chair and Mr. Cummins of the committee, reported said bill with sundry amendments.

On motion by Mr. Emmons,

Ordered, That the report of the committee lie on the table.

A message from the House of Representatives by Mr. Geyer,

Mr. President—I am instructed to inform the Senate, that the House of Representatives have this day passed a bill entitled "an act enabling the administrators of Antoine F. Sanguin, dec'd. to

convey certain real estate," which bill and sundry documents are herewith sent, to which they request the concurrence of the Senate—and he withdrew.

A message from the House of Representatives by Mr. Waters,
Mr. President——I am instructed to inform the Senate that the House of Representatives recede from their disagreement to the amendments made by the Senate to the bill entitled "an act to establish the county of Fulton."

They concur in the whole of the amendments of the Senate to the following bills, to wit:

A bill entitled "an act to establish the county of Ralls," and a bill entitled "an act to erect a separate county out of part of Franklin county."

Mr. Rutter from the select committee for that purpose, has reported a bill to provide for the collection of arrearages due to sheriffs, which was read a first and second time.

Mr. M'Ferron from the Judiciary committee, reported a bill regulating the proceedings of the Supreme Court, which was read a first and second time—and he withdrew.

On motion by Mr. Emmons,

That the Senate reconsider their vote of Tuesday last on the memorial to Congress on the subject of consolidating the payments made for public lands, to which the House agreed.

Mr. M'Girk moved to amend the memorial, by inserting after the word "payments" in the 75th line, the words "so as not to authorise any person by such application of money already paid, to make the payment complete on more than ——— acres of land."

Mr. Moore moved that the further consideration thereof be postponed to Saturday week next.

On the question, it was determined in the negative.

On motion by Mr. Bent,

To fill the blank in the proposed amendment with the words "nineteen hundred and twenty."

On the question, it was determined in the negative—Yeas 4, Nays 3.

Those who voted in the affirmative are,

Messrs. Bent, Barcroft, Byrd and Cummins.

Those who voted in the negative are,

Messrs. Cooper, Clark, Emmons, Logan, M'Girk, Moore, Perry, and Talbott.

Mr. M'Girk moved to fill the blank with "twelve hundred and eighty."

On the question, it was determined in the negative—Yeas 3, Nays 9.

Those who voted in the affirmative are,

Messrs. Barcroft, Cummins, and M'Girk.

Those who voted in the negative are,

Messrs. Bent, Byrd, Cooper, Clark, Emmons, Logan, Moore, Perry and Talbott.

Mr. Emmons moved to fill the blank with "six hundred and forty."

On the question, it was determined in the affirmative—Yeas 8, Nays 4.

Those who voted in the affirmative are,

Messrs. Barcroft, Cummins, Clark, Emmons, Logan, M'Girk, Perry and Talbott.

Those who voted in the negative are,

Messrs. Bent, Byrd, Cooper and Moore.

Mr. Bent moved to amend the amendment, by inserting after the word "more," the words "nor less."

On the question, it was determined in the negative—Yeas 2, Nays 10.

Those who voted in the affirmative are,

Messrs. Bent and Moore.

Those who voted in the negative are,

Messrs. Barcroft, Byrd, Cummins, Cooper, Clark, Emmons, Logan, M'Girk, Perry and Talbott.

On the question, will the House agree to the amendment, It was determined in the affirmative—Yeas 8, Nays 4.

Those who voted in the affirmative are,

Messrs. Barcroft, Cummins, Clark, Emmons, Logan, M'Girk, Perry and Talbott.

Those who voted in the negative are,

Messrs. Bent, Byrd, Cooper and Moore.

On motion,

The memorial, as amended, was then read a third time.

On the question, shall the memorial pass,

It was determined in the affirmative—Yeas 7, Nays 5.

Those who voted in the affirmative are,

Messrs. Barcroft, Cummins, Clark, Emmons, Logan, M'Girk and Talbott.

Those who voted in the negative are,

Messrs. Bent, Byrd, Cooper, Moore and Perry.

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. M'Girk.

The House adjourned to 9 o'clock to-morrow morning.

FRIDAY, NOV. 10, 1820.

The Senate assembled.

On motion by Mr. M'Girk,

The bill entitled "an act enabling the administrators of Antoine F. Saugrain, dec'd. to convey certain real estate," with the documents accompanying the same, was taken up and read a first time.

On motion by Mr. Emmons,

The report of the committee on the bill entitled "an act to establish an academy in the town of St. Charles, state of Missouri," was taken up and read.

On motion by Mr. Emmons,

To amend the report of the committee, by striking out all the 2d section. after the word "seal" in the 10th line, to which the House agreed.

Mr. Emmons moved to amend the report of the committee, by adding the following as a 6th section. to wit:

"Be it enacted, That the Trustees of the Academy aforesaid, in their corporeal capacity, shall be, and they are hereby authorised and empowered. to receive, take possession of, and appropriate to the use and benefit of said academy, in such manner as they, or a majority of them, may deem most advantageous to the promotion of the interest and prosperity of said institution, so much or such part of the fourteen thousand arpens of common land, appurtenant to or adjoining the town of St. Charles, as the commoners therein interested, their agents, or trustees for the time being, may alien, transfer or assign to the said Board for the purposes aforesaid."

On the question,

It was determined in the negative, yeas 6, nays 6.

Those who voted in the affirmative, are

Messrs. Cumming, Cooper, Clark, Emmons, M'Girk and Talbott.

Those who voted in the negative, are

Messrs. Bent, Barcroft, Byrd, Logan, Moore and Perry.

The votes being equally divided, the President gave the casting vote in the negative.

Mr. Barcroft moved to amend the report of the committee, by adding as a 13th section, the following:

"Be it further enacted, That an Academy be and the same is hereby established at the town of Franklin, in the county of Howard, which shall be called and known by the name of Franklin

Academy; that Thos. A. Smith, Nathaniel Hutcheson, J. Lowry, Geo. Tompkins, Jas. C. Ludlow, Taylor Berry and Jonathan S. Findlay, be and they are hereby constituted a body politic and corporate, to be known by the name and style of the trustees of the Franklin Academy, and by that name shall have perpetual succession, and a common seal; and the said Trustees, and their successors, shall take the same oath, perform the same duties, possess the same powers, and be entitled to the same privileges in every respect, and vacancies filled in the same manner, as is provided for in the preceding sections of this act, establishing an Academy in the town of St. Charles, and which are not inapplicable as to the local situation of the Academies in the act hereby established, respecting the act of Congress of the 13th June, 1816, and without being compelled to teach the French language at said Franklin Academy"—to which the House agreed.

Mr. Emmons moved to amend the title of the bill, by inserting after the word "St. Charles," the words "and an Academy in the town of Franklin," to which the House agreed.

On motion by Mr. Emmons,

That the House agree to the report of the committee, as amended,

On the question, it was determined in the affirmative,

The same was engrossed, and the bill, as amended, was then read a third time.

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

Mr. Perry, of the committee, reported, that they had examined and found truly enrolled "an act providing for the location of the permanent seat of government for the state of Missouri;" also, "an act erecting a part of Cooper county into a separate county by the name of Cole."

A message from the House of Representatives by Mr. Devore, *Jr. President*—The Speaker of the House of Representatives has this day signed "an act providing for the location of the permanent seat of government for the state of Missouri;" also, "an act erecting a part of Cooper county into a separate county by the name of Cole;" which acts are herewith sent for the signature of the President of the Senate—and he withdrew.

Mr. Bent, of the committee, reported, that they had examined and found truly enrolled "an act defining the limits of Howard county, and laying off new counties within the limits of said county as heretofore defined."

A message from the House of Representatives by Mr. Bates,

Mr. President—The Speaker of the House of Representatives has this day signed "an act defining the limits of Howard county, and laying off new counties within the limits of said county as heretofore defined," which act is herewith sent for the signature of the President of the Senate.

The House of Representatives concur with the Senate in their amendments to the 1st and 2d sections, and 1st amendment to the 3d section of the bill entitled an act to provide for taking an enumeration of the inhabitants of the state of Missouri; and they do not concur with the Senate in their 2d amendment to the 3d section of the said bill, and request the Senate to recede from their said amendment; which act and amendment are herewith sent to the Senate—and he withdrew.

The President signed the said several acts last reported, and they were delivered to the committee to be laid before the Governor.

On motion by Mr. McGirk,

The Senate proceeded to the consideration of their 2d amendment to the 3d section of the bill entitled "an act to provide for taking an enumeration of the inhabitants of the state of Missouri."

On motion by Mr. Moore,

That the Senate do recede from their said amendment,

On the question,

It was determined in the negative.

On motion by Mr. Perry,

That the Senate do insist upon their said amendment to said bill,

On the question,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Moore,

Ordered, That a select committee be appointed to draft and report a bill more effectually to prevent vice and immorality; and

Ordered further, that Messrs. Moore, Perry and Byrd, be that committee.

Mr. Moore gave notice that he would on to-morrow ask leave to report a bill to prevent the circulation of private bank notes, and for other purposes.

Mr. Bent of the committee, reported that they had this day laid before the Governor for his approbation the following acts, to wit :

An act defining the limits of Howard county and laying off new counties within the limits of said county as heretofore defined.

An act to erect a part of Cooper county into a separate county by the name of Cole.

An act to provide for the location of the permanent seat of government for the state of Missouri.

On motion,

The Senate proceeded to the consideration of the disagreement between both Houses on the amendment made by the Senate to the 1st section of the bill entitled "an act supplementary to the several acts defining the powers and duties of justices of the peace in matters of a civil nature."

Mr. Moore moved that the Senate do recede from their said amendment.

On the question,

It was determined in the negative.

Mr. Emmons moved,

That the Senate request a conference with the House of Representatives on the subject of said disagreement.

On the question,

It was determined in the affirmative, and

Ordered, That Messrs. Emmons, Talbott and Cummins, be a committee on the part of the Senate for that purpose.

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Rutter.

Mr. President—Mr. Heath according to notice, has this day introduced a bill to prevent the circulation of private bank notes, into the House of Representatives, which was read a first time.

The House of Representatives have passed a bill entitled "an act to provide for the collection of arrearages due to sheriffs," herewith sent, to which they ask the concurrence of the Senate.

They concur in the amendments of the Senate to the bill entitled "an act establishing an academy in the town of St. Charles, state of Missouri."

They insist on their disagreement to the second amendment of the Senate to the 3d section of the bill entitled "an act to provide for taking an enumeration of the inhabitants of the state of Missouri," and they request the Senate to recede from their said amendment, which bill and amendment are herewith sent to the Senate.

They concur in the amendment made by the Senate to the memorial to Congress on the subject of consolidating the payments made for public lands, and he withdrew.

Mr. M'Girk moved that the Senate do recede from their 2d amendment to the 3d section of the bill entitled "an act to pro-

vide for taking an enumeration of the inhabitants of the state of Missouri."

On the question,

It was determined in the negative.

Mr. Emmons moved that the Senate again insist on their said amendment to said bill.

On the question,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

On motion,

The bill entitled "an act to provide for the collection arrearages due to sheriffs," was taken up and read a first and second time, the rule having been previously dispensed with, and

Ordered, That the said bill lie on the table.

On motion by Mr. Moore,

The bill entitled "an act enabling the administrators of Antoine F. Saugrain, deceased, to convey certain real estate," was taken up and read a second time.

On motion by Mr. McGirk,

The House adjourned to 9 o'clock to-morrow morning.

SATURDAY, NOV. 11, 1820.

The Senate assembled.

On motion by Mr. McGirk,

Ordered, That the further consideration of the bill entitled "an act enabling the administrators of Antoine F. Saugrain, dec'd. to convey certain real estate," be postponed to Tuesday next.

On motion by Mr. Emmons,

The bill entitled "an act to provide for the collection of arrearages due to sheriffs," was taken up and read a third time.

Mr. Emmons moved to amend said bill, by striking out all after the word "sheriff," in the 3d line, and insert in lieu thereof the words "of the old county from which such new county has been in the whole or in part formed, shall have full power and authority to collect all balances and arrearages which may be due from the inhabitants residing within the bounds of such new county, in the same manner he could have done had not the law have passed creating such new county"—to which the Senate agreed.

Mr. Bent moved further to amend the bill, by inserting after the word "county" in the 2d line, the words "has been or," to which the Senate agreed.

On motion by Mr. Clark,

Ordered, That the further consideration of the subject be postponed.

A message from the House of Representatives by Mr. McGirk,
Mr. President—The House of Representatives do insist on their disagreement to the 2d amendment made by the Senate to the 3d section of the bill entitled an act to provide for taking an enumeration of the inhabitants of the state of Missouri, and ask a conference with the Senate on the subject of the said disagreement; they have appointed Messrs. Stephenson and Harris a committee on their part for that purpose.

The House of Representatives have appointed Messrs. McGirk, Heath and McFerron a committee of conference on their part, to act with the committee appointed by the Senate, on the disagreeing votes between the two houses, on the bill entitled "an act supplementary to the several acts defining the powers and duties of justices of the peace in matters of a civil nature"—and he withdrew.

On motion by Mr. Emmons,

That a committee of conference be appointed, to act with the committee appointed by the House of Representatives, on the disagreement between the two houses, on the bill entitled "an act to provide for taking an enumeration of the inhabitants of the state of Missouri"—to which the Senate agreed.

Ordered, That Messrs. Bent, Perry and Byrd be that committee, and

Ordered further, That the House of Representatives be informed accordingly.

On motion by Mr. Moore,

The Senate adjourned to 9 o'clock on Monday next.

MONDAY, NOV. 13, 1820.

The Senate assembled.

On motion by Mr. Bent,

The bill entitled "an act to provide for the collection of arrearages due to sheriffs," was taken up and read, as amended, and

On motion by Mr. Emmons,

Ordered, That the said bill be read a third time on to-morrow.

Mr. Bent of the joint committee of conference, to whom was referred the disagreement between the two Houses, on the bill entitled "an act to provide for taking an enumeration of the inhabitants of the state of Missouri," reported, that they had considered the same, and recommend to the House of Representatives to re-

cede from their disagreement to the amendment made by the Senate to the said bill.

On motion by Mr. Emmons,

The said report was accepted, and the committee discharged from any further consideration of the subject, and

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Bates.

Mr. President—The House of Representatives have passed a bill entitled "an act establishing Judicial Districts and Circuits, and prescribing the times and places of holding Courts," which bill is herewith sent, and ask the concurrence of the Senate thereto.

They concur with the Senate in passing the bill entitled an act providing that justices of the peace who fall within the limits of new counties shall be justices of the peace therein.

The committee on Finance have reported the following bills, which were read a first time, to wit: a bill to provide for levying and collecting county taxes; a bill to impose a tax on licenses to retailers of merchandise and pedlars; also, a bill to establish a state bank.

Mr. Geyer agreeably to notice, introduced a bill for the relief of insolvent debtors, which was read a first time. Mr. Smith from the select committee, reported a bill concerning mills and mill dams, which was read a first time—and he withdrew.

On motion by Mr. Cummins,

The bill entitled "an act establishing Judicial Districts and Circuits, and prescribing the times and places of holding Courts," was taken up and read a first and second time, the rule having been previously dispensed with, and

On motion by Mr. Emmons,

Ordered. That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. McGirk,

Mr. President—The House of Representatives have, in conformity with the recommendation of the committee of conference, agreed to recede from their disagreement to the 2d amendment of the Senate to the 3d section of the bill entitled an act to provide for taking an enumeration of the inhabitants of the State of Missouri—and he withdrew.

On motion,

The Senate adjourned to 9 o'clock to-morrow morning.

TUESDAY, NOV. 14, 1820.

The Senate assembled.

Mr. McGirk of the joint committee of conference, on the disagreement between both Houses, on the bill entitled an act to fix the temporary seat of government for the state of Missouri, requested the instruction of the Senate to the following, to wit:

The committee on the part of the Senate, respectfully submit, whether the votes in the committee of conference should be by a majority of the committee of each House, or by a majority of the whole joint committee.

On the question, shall the committee of conference, when considering any question before them, vote by a joint, or by a concurrent vote,

It was determined that the vote should be by a concurrent vote.

Mr. Barcroft moved that the Senate adopt the following resolution:

Resolved, That the committee of conference be instructed to confine their deliberations on the subject matter in dispute between the two Houses, relative to the disagreement as to the fixing the temporary seat of government, at Cote sans Dessein or Franklin, and to report to the House the result of their deliberations.

On the question, will the Senate adopt said resolution,

It was determined in the negative—Yeas 4, nays 7.

Those who voted in the affirmative are,

Messrs. Barcroft, Clark, Cummins and Cooper.

Those who voted in the negative are,

Messrs. Bent, Byrd, Emmons, Logan, McGirk, Moore and Talbott.

A message from the House of Representatives by Mr. Waters,

Mr. President—The House of Representatives have passed the following resolution, to wit:

Resolved, by the Senate and House of Representatives, that a joint committee of one from each House be appointed, to notify the Governor, that on the 2d day of this instant, William Christy, of the county of St. Louis, William Shannon, of the county of St. Genevieve, and John S. Brickey, of the county of Cooper, were duly elected, by a joint vote of both Houses, as Electors of President and Vice President of the United States, according to law.

To which they request the concurrence of the Senate, and have appointed Mr. Ball a committee on their part.

Mr. Hudspeth, from the committee on Finance, has reported a bill taxing Billiard Tables, and regulating Ferries, which was read a first time—and he withdrew.

On motion by Mr. Emmons,

The joint resolution from the House of Representatives was taken up and read.

On the question, will the Senate concur in passing said resolution,

It was determined in the affirmative.

Ordered, That Mr. Emmons be a committee on the part of the Senate, and

Ordered further, That the House of Representatives be informed accordingly.

Mr. Cummins asked and obtained leave of absence for the remainder of the session.

Mr. Perry, of the committee, reported, that they had examined and found truly enrolled, a list of the names of persons appointed Justices of the Peace for the several counties in the State of Missouri; a memorial of the Senate and House of Representatives of the State of Missouri, to the Senate and House of Representatives of the United States in Congress assembled; an act providing that justices of the peace who fall within the limits of new counties shall be justices of the peace therein; an act establishing an Academy in the town of St. Charles, and an Academy in the Town of Franklin, in the state of Missouri; an act establishing the county of Lillard, and an act establishing the county of Ralls.

On motion by Mr. Emmons;

The bill entitled an act to provide for the collection of arrearages due to sheriffs, was taken up and read a third time, as amended.

On the question, shall the bill pass,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Bates,

Mr. President—The Speaker of the House of Representatives has signed a list of the names of persons appointed justices of the peace for the several counties in this state; also, a memorial to the Senate and House of Representatives of the United States in Congress assembled; and an act providing that justices of the peace who fall within the limits of new counties shall be justices of the peace therein; an act establishing an Academy in the town of St. Charles, and an Academy in the town of Franklin, in the state of Missouri; an act establishing the county of Lillard; and an act establishing the county of Ralls; all of which are herewith sent for the signature of the President of the Senate—and he withdrew.

The President signed the said acts, list and memorial, and they were delivered to the committee to be laid before the Governor.

The President laid before the Senate a report of the Auditor of

Public Accounts, made in pursuance of a joint resolution of both Houses.

Mr. More of the joint committee reported that they had held several conferences on the subject of the disagreement between both Houses on the bill entitled an act to fix the temporary seat of government for the State of Missouri, and have not been able to come to any agreement on the subject.

On motion by Mr. M'Girk,

The committee on the part of the Senate was discharged from any further consideration of the subject, and

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. M'Girk,

The Senate resolved itself into a committee of the whole on the bill entitled an act establishing judicial districts, and circuits and prescribing the times and places of holding courts, Mr. Talbott in the chair.

After debate the President resumed the chair, and Mr. Talbott reported the said bill with an amendment.

On motion by Mr. Perry,

The further consideration of the said bill was postponed to Thursday next.

On motion by Mr. Emmons,

The Senate adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, NOV. 15, 1820.

The Senate Assembled.

Mr. Cummins who asked and obtained leave of absence from yesterday, appeared and took his seat, and obtained leave of absence from this day.

A message from the House of Representatives by Mr. M'Girk.

Mr. President—The House of Representatives have passed a bill entitled an act enabling the inhabitants of Lincoln county to remove their seat of justice, herewith sent, to which they ask the concurrence of the Senate.

A bill has this day been introduced into the House of Representatives legalizing certain acts of the commissioners of the courthouse and jail in the county of Howard, and authorizing the appointment of new commissioners in said county, which was read a first time.

The House of Representatives agree to the 1st amendment of the Senate to the bill entitled an act to provide for the collection of arrearages due to sheriffs, they do not agree to the 2d amendment of the Senate to the said bill, and request the Senate to re-

cede from their said 2d amendment, which bill and amendment are herewith returned to the Senate, and he withdrew.

On motion by Mr. Emmons,

The bill entitled an act to enable the people of Lincoln county to remove their seat of justice was taken up and read a first and second time, the rule having been previously dispensed with.

On motion by Mr. Cummins,

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for to-morrow.

Mr. Perry of the committee, reported that on yesterday they laid before the Governor for his approbation, the following acts, to wit :

An act regulating the compensation of the members of the General Assembly.

An act establishing the county of Lincoln.

An act establishing an Academy in the town of St. Charles, and an Academy in the town of Franklin, in the state of Missouri.

An act to establish the county of Ralls, and

An act providing that justices of the peace who fall within the limits of new counties, shall be justices of the peace therein, also

A list of the names of persons who were elected justices of the peace for the several counties in this state, and

A memorial from the Senate and House of Representatives to the Senate and House of Representatives of the United States in Congress Assembled.

On motion by Mr. M'Girk,

Ordered, That the bill entitled "an act enabling the administrators of Antoine F. Saugraine, deceased, to convey certain real estate be referred to a select committee, and

Ordered, That Mr. M'Girk be that committee.

On motion by Mr. Emmons,

The Senate proceeded to the consideration of their second amendment to the bill entitled an act to provide for the collection of arrearages due to sheriffs.

Mr. M'Girk moved that the Senate insist on their said amendment.

On the question,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

Mr. Moore moved,

That the Senate adopt the following resolution, to wit :

Resolved by the Senate, That whenever it shall be conceived necessary for the Senate to vote on any question by yeas and nays,

any member voting against the question may state his objections and have them entered upon the journals.

On the question,

It was determined in the affirmative.

Mr. M'Girk of the select committee to whom was referred the bill entitled "an act enabling the administrators of Antoine F. Sangraine, deceased, to convey certain real estate," reported the same with an amendment, to which the Senate agreed, and

Ordered, That the same be engrossed for a third reading on to-morrow.

A message from the House of Representatives by Mr. Heath.

Mr. President—The House of Representatives have discharged their committee of conference on the disagreement between both Houses on the bill entitled an act to fix the temporary seat of government for the state of Missouri from any further consideration of the subject, and he withdrew.

Mr. M'Girk moved,

That the Senate ask of the House of Representatives a simple conference on the subject of fixing the temporary seat of government.

On the question,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

Mr. M'Girk moved,

That the Senate adopt the following resolution, to wit:

Resolved, That it be proposed by the Senate to the House of Representatives, that the bill entitled an act to fix the temporary seat of government, be so altered by the respective Houses as to insert "St. Louis," for the following reasons, to wit:

That much time and public money has already been spent on that subject, that any further time spent on that subject, would be blamable, and unproductive of public good.

On motion by Mr. Emmons,

To amend the resolution by striking out "St. Louis,"

On the question,

It was determined in the affirmative, yeas 7, nays 4.

Those who voted in the affirmative, are

Messrs. Barcroft, Byrd, Cooper, Clark, Emmons, Logan and Perry.

Those who voted in the negative, are

Messrs. M'Girk, Moore and Talbott.

On Motion by Mr. Emmons,

To fill the blank in the resolution, by inserting "St. Charles,"

On the question,

It was determined in the negative, yeas 4, nays 6.

Those who voted in the affirmative, are

Messrs. Clark, Cooper, Emmons and Talbott.

Those who voted in the negative, are

Messrs. Barcroft, Byrd, Logan, M'Girk, Moore and Perry.

Mr. Barcroft moved,

To fill the blank by inserting "Franklin,"

On the question,

It was determined in the negative, yeas 2, nays 2.

Those who voted in the affirmative, are

Messrs. Barcroft and Cooper.

Those who voted in the negative, are

Messrs. Byrd, Clark, Emmons, Logan, M'Girk, Moore, Perry and Talbott.

Mr. Byrd moved,

To fill the blank by inserting "Potosi."

On the question,

It was determined in the negative, yeas 5, nays 5.

Those who voted in the affirmative, are

Messrs. Byrd, Cooper, Logan, Moore and Perry.

Those who voted in the negative, are

Messrs. Barcroft, Clark, Emmons, M'Girk and Talbott.

The votes being equal, the President gave the casting vote in the negative.

On motion by Mr. Emmons,

The Senate adjourned to 9 o'clock to-morrow morning.

THURSDAY, NOV. 16, 1820.

The Senate assembled.

Mr. Perry moved,

That the further consideration of the bill entitled an act to provide for fixing the temporary seat of government be postponed until to-morrow, to which the Senate agreed.

On motion by Mr. M'Girk,

The bill entitled "an act enabling the administrators of Antoine F. Saugraine, deceased, to convey certain real estate," was taken up and read a third time as amended.

On the question,

Shall the bill pass, it was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Emmons,

The Senate resolved itself into a committee of the whole on the bill entitled an act to enable the people of Lincoln county to remove their seat of justice, Mr. Bent in the chair.

After debate, the President resumed the chair, and Mr. Bent of the committee, reported progress, and

On motion by Mr. M'Girk,

That the further consideration of said bill be postponed until the next session of the General Assembly.

On the question, it was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

Mr. Bollinger, who had been absent on leave, this day returned and took his seat.

A message from the House of Representatives by Mr. M'Girk,

Mr. President—The House of Representatives disagree to all the amendments made by the Senate to the bill entitled an act concerning the Attorney General and Circuit Attorneys, and they request the Senate to recede from their said amendments, which bill and amendments are herewith returned to the Senate.

The House of Representatives agree to the proposition of the Senate, for a simple conference relative to the disagreement between both houses on the bill for fixing the temporary seat of government, and have appointed Messrs. M'Girk and Waters, of N. M. a committee to conduct the same on their part—and he withdrew.

On motion by Mr. Emmons,

The Senate took under consideration their amendments to the bill entitled an act concerning the Attorney General and Circuit Attorneys.

Mr. Moore moved that the Senate do recede from their amendments to said bill.

On the question, it was determined in the negative.

Mr. M'Girk moved that the Senate do insist upon their said amendments.

On the question, it was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

Mr. Perry, of the committee, reported, that they had examined and found truly enrolled an act to erect a separate county out of Franklin county; and also, an act to establish the county of Calaway.

On motion by Mr. Emmons,
The Senate adjourned to 9 o'clock to-morrow morning.

FRIDAY, NOV. 17, 1920.

The Senate assembled.

On motion by Mr. Emmons,

The Senate resumed the consideration of a proposition to be submitted to the House of Representatives, on the subject of the temporary seat of government.

Mr. Emmons moved that the proposition be now considered as just introduced, and the blank liable to be filled by the Senate, to which the Senate agreed.

Mr. Moore moved to postpone the further consideration of the subject until the first day of March next.

On the question, it was determined in the negative, Yeas 1, Nays 11.

Those who voted in the affirmative,

Mr. Moore.

Those who voted in the negative are,

Messrs. Barcroft, Bent, Bollinger, Byrd, Clark, Cooper, Emmons, Logan, M-Girk, Perry and Talbott.

Mr. M-Girk moved to fill the blank with "St. Louis."

On the question, it was determined in the affirmative, Yeas 6, Nays 6.

Those who voted in the affirmative are,

Messrs. Bent, Cooper, Logan, M-Girk, Moore and Talbott.

Those who voted in the negative are,

Messrs. Barcroft, Byrd, Bollinger, Clark, Emmons and Perry.

The votes being equal, the President gave the casting vote in the affirmative.

Mr. Logan moved to reconsider the vote just taken to fill the blank with "St. Louis."

On the question, it was determined in the affirmative, Yeas 6, Nays 6.

Those who voted in the affirmative are,

Messrs. Barcroft, Byrd, Bollinger, Clark, Logan and Perry.

Those who voted in the negative are,

Messrs. Bent, Cooper, Emmons, M-Girk, Moore and Talbott.

The votes being equal, the President gave the casting vote in the affirmative.

Mr. M'Girk then moved to fill the blank with "St. Louis."

On the question, it was determined in the negative, Yeas 5, Nays 7.

Those who voted in the affirmative are,

Messrs. Bent, Cooper, M'Girk, Moore and Talbott.

Those who voted in the negative are,

Messrs. Barcroft, Byrd, Bollinger, Clark, Emmons, Logan and Perry.

Mr. Perry moved to fill the blank with "Potosi."

On the question, it was determined in the negative, Yeas 4, Nays 8.

Those who voted in the affirmative are,

Messrs. Byrd, Bollinger, Logan and Perry.

Those who voted in the negative are,

Messrs. Barcroft, Bent, Clark, Cooper, Emmons, M'Girk, Moore and Talbott.

Mr. Emmons moved to fill the blank with "St. Charles."

On the question, it was determined in the negative, Yeas 6, Nays 6.

Those who voted in the affirmative are,

Messrs. Clark, Cooper, Emmons, M'Girk, Moore and Talbott.

Those who voted in the negative are,

Messrs. Bent, Barcroft, Byrd, Bollinger, Logan and Perry.

And the votes being equal, the President gave the casting vote in the negative.

Mr. Perry then moved to fill the blank with "Newport."

On the question, it was determined in the negative, Yeas 2, Nays 10.

Those who voted in the affirmative are,

Messrs. Perry and Talbott.

Those who voted in the negative are,

Messrs. Barcroft, Bent, Byrd, Bollinger, Clark, Cooper, Emmons, Logan, M'Girk and Moore.

Mr. Emmons then moved that the simple conference appointed on the part of the Senate, on the bill for fixing the temporary seat of government, be discharged from any further consideration thereof, to which the Senate agreed, and

Ordered, That the House of Representatives be informed accordingly.

Mr. M'Girk moved that the Senate do adhere to their amend

ments to the bill entitled an act to fix the temporary seat of government for the state of Missouri.

On the question, it was determined in the affirmative, Yeas 7, Nays 5.

Those who voted in the affirmative are,

Messrs. Bent, Byrd, Bullinger, Logan, M'Girk, Moore and Perry.

Those who voted in the negative are,

Messrs. Barcroft, Clark, Cooper, Emmons and Talbott.

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Bates,

Mr. President—The Speaker of the House of Representatives did on yesterday sign the following acts, to wit: an act to establish the county of Callaway; an act erecting a part of Franklin county into a separate county by the name of Gasconade.

The House of Representatives concur with the Senate in their amendments to the bill entitled an act enabling the administrators of Antoine F. Saugrain, dec'd. to convey certain real estate.

They insist on their disagreement to the whole of the amendments made by the Senate to the bill entitled an act concerning the Attorney General, and they request a conference with the Senate on the subject of said disagreement, and have appointed Messrs. Bates, Ball and Heath a committee on their part for that purpose—and he withdrew.

The President signed the acts last reported, and they were delivered to the committee to be laid before the Governor.

Mr. Moore gave notice that on to-morrow he would ask leave to introduce a bill supplementary to an act for the punishment of certain crimes, and in addition to the 31st section of the said act concerning bigamy and forcible and stolen marriages.

The President of the Senate asked and obtained leave of absence for this day; and Mr. Moore was unanimously chosen President pro tempore.

On motion by Mr. M'Girk,

The Senate resumed, in committee of the whole, the consideration of the bill entitled "an act establishing Judicial Districts and Circuits, and prescribing the times and places of holding Courts," Mr. Talbott in the chair.

After debate, the President resumed the chair, and Mr. Talbott of the committee, reported said bill with sundry amendments thereto, to which the Senate agreed, and

Ordered, That the same be engrossed for a third reading, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Relfe,
Mr. President—The House of Representatives have discharged their committee appointed to conduct the simple conference with the Senate, on the disagreeing votes between the two houses, on the bill to fix the temporary seat of government, from any further consideration on that subject. The House of Representatives do adhere to their amendments to the amendments of the Senate to the said bill—and he withdrew.

On motion by Mr. Emmons,

The Senate adjourned to 9 o'clock to-morrow morning.

SATURDAY, NOV. 18, 1820.

The Senate assembled.

Mr. Emmons moved that a committee be appointed to hold a conference with the committee appointed on the part of the House of Representatives, on the subject of the disagreement between both Houses, on the bill concerning the Attorney General, to which the Senate agreed, and

Ordered, That Messrs. Clark, Bent and McGirt be that committee.

Ordered further, That the House of Representatives be informed accordingly.

Mr. Moore agreeably to notice, asked and obtained leave to introduce a bill supplementary to an act for the punishment of certain crimes, and in addition to the 31st section of said act concerning bigamy, and forcible and stolen marriages, which was read a first and second time, the rule having been previously dispensed with.

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for Monday next.

The bill entitled an act establishing Judicial Districts and Circuits, and prescribing the times and places of holding Courts, was taken up and read a third time, as amended.

Mr. Byrd moved to amend said bill, by striking out all the 4th section after the word "counties," in the 2d line and insert in lieu thereof "of Cole, Cooper, Fulton, Lillard, Howard, Ray, Chariton, Boone, Callaway, and Montgomery, shall compose the first circuit; and the counties of Ralls, Pike, Lincoln, St. Charles, Gasconade, Franklin, and St. Louis, shall compose the second circuit; and the counties of Jefferson, Washington, St. Genevieve, Perry, Madison, Wayne, New Madrid, and Cape Girardeau, shall compose the third circuit."

On the question, it was determined in the negative, Yeas 4, Nays 7.

Those who voted in the affirmative are,

Messrs. Eyrd, Logan, Moore, and Perry.

Those who voted in the negative are,

Messrs. Barcroft, Bent, Clark, Cooper, Emmons, McGirk and Talbot.

On the question, shall the bill pass,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

Mr. Emmons of the committee of conference on the disagreement between both Houses, on the bill entitled an act defining the powers and duties of justices of the peace in matters of a civil nature, reported, that they had not been able to come to any agreement on the subject.

Ordered, That the said committee be discharged from any further consideration of the subject, and

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Smith.

Mr. President—Mr. Smith from the judicial committee, reported a bill for selecting twelve salt springs, for the use of this state.

The House of Representatives have agreed to the report of their committee of conference on the subject of the disagreement between both Houses on the bill entitled an act defining the powers and duties of justices of the peace in matters of a civil nature, and have discharged their committee from any further consideration thereof, and do adhere to their disagreement to the amendment made by the Senate to the said bill, and request the Senate to recede from their said amendment.

Mr. Smith from the select committee reported a bill in the House of Representatives to fix the temporary seat of government for this state, which was read a first time, and he withdrew.

On motion by Mr. Emmons,

The Senate adjourned to 9 o'clock Monday morning.

MONDAY, NOV. 20, 1920.

The Senate assembled.

Mr. McGirk moved,

That the Senate and House of Representatives, adopt a joint resolution, to introduce no other bills, nor act upon any other business than is absolutely necessary to be done, at the present session of the General Assembly, to which the Senate agreed, and

Ordered, That the House of Representatives be informed accordingly, and request their concurrence to said resolution.

A message from the House of Representatives by Mr. M'Girk.

Mr. President—The House of Representatives have passed a bill entitled an act legalizing certain acts of the commissioners of the court house and jail in the county of Howard, and authorizing the appointment of new commissioners in said county, which bill is herewith sent, and to which they request the concurrence of the Senate. The House of Representatives concur in the amendments of the Senate to the bill entitled an act establishing judicial districts and circuits, and prescribing the times and places of holding courts, and he withdrew.

The Senate resolved itself into a committee of the whole, on the bill entitled an act supplementary to an act for the punishment of certain crimes, and in addition to the 31st section of the said act concerning bigamy and forcible and stolen marriages, Mr. Logan in the chair.

After debate the President resumed the chair, and Mr. Logan of the committee reported said bill with sundry amendments.

On motion by Mr. Perry,

Ordered, That the said report lie on the table.

A communication from the Governor by Mr. Pettus his Secretary.

To the Senate and House of Representatives of the State of Missouri.

I have approved and signed the following acts to wit:

An act erecting a part of the county of St. Genevieve into a separate county, by the name of Perry, and

An act providing that justices of the peace who fall within the limits of new counties shall be justices of the peace therein.

A. M-NAIR.

St. Louis, 20th Nov. 1820.

Mr. Perry of the committee reported, that they had examined and found truly enrolled, an act enabling the administrators of Antoine F. Saugraine, deceased, to convey certain real estate; an act establishing the county of Saline, and an act to provide for taking an enumeration of the inhabitants of the state of Missouri.

On motion by Mr. Barcroft,

The bill entitled an act legalizing certain acts of the commissioners of the court house and jail in the county of Howard, and authorizing the appointment of new commissioners in said county was taken up and read a first and second time, the rule having been previously dispensed with, and

On motion by Mr. Clark,

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for to-morrow.

On motion by Mr. McGirk,

That the further consideration of the bill entitled an act defining the powers and duties of justices of the peace in matters of a civil nature, be postponed to the next session of the General Assembly.

On the question,

It was determined in the affirmative, yeas 3, nays 2.

Those who voted in the affirmative, are

Messrs. Barcroft, Bent, Byrd, Clark, Cooper, Emmons, Logan and McGirk.

Those who voted in the negative, are

Messrs. Bollinger and Moore.

Ordered, That the House of Representatives be informed accordingly.

Mr. Albott of the committee reported that they had examined and found truly enrolled "an act establishing judicial districts and circuits, and prescribing the times and places of holding courts."

Mr. Moore of the select committee, reported a bill more effectually to prevent vice and immorality, which was read a first and second time, the rule having been previously dispensed with.

On motion by Mr. Moore,

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Bates.

Mr. President—The speaker of the House of Representatives has signed the following acts to wit:

An act to establish the county of Saline; an act to provide for taking an enumeration of the inhabitants of the State of Missouri; an act enabling the administrators of Antoine F. Saugraite, deceased, to convey certain real estate, and an act establishing judicial districts and circuits, and prescribing the times and places of holding courts; which acts are herewith sent for the signature of the President of the Senate, and he withdrew.

The President signed the said acts, and they were delivered to the committee to be laid before the Governor.

A message from the House of Representatives by Mr. Bates.

Mr. President—The Governor has this day notified the House of Representatives that he has signed the following acts and memorial to wit:

An act establishing the county of Ralls; an act erecting a part of the county of Cooper into a separate county by the name of Cole; an act defining the limits of Howard county and laying off

new counties within the limits of said county as heretofore defined; an act establishing the county of Lillard; an act establishing an academy in the town of St. Charles, and an academy in the town of Franklin in the state of Missouri; and an act providing for the location of the permanent seat of government in the state of Missouri, and also a memorial of the Senate and House of Representatives of the state of Missouri, to the Senate and House of Representatives of the United States in Congress assembled, and he withdrew.

A message from the House of Representatives by Mr. Bates.

Mr. President—The House of Representatives have passed the following acts herewith sent, to which they request the concurrence of the Senate to wit:

An act establishing Circuit and County Courts, and an act to exempt certain property from execution and distress, and he withdrew.

On motion by Mr. Emmons,

The bill entitled an act establishing circuit and county courts, was taken up and read a first and second time, the rule having been previously dispensed with.

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for to-morrow.

On motion by Mr. Moore,

The bill entitled an act to exempt certain property from execution and distress, was taken up and read a first and second time, the rule having been previously dispensed with, and

On motion by Mr. M'Girk,

That the further consideration of the said bill be postponed to the next session of the General Assembly,

On the question,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Perry,

The Senate adjourned to 9 o'clock to-morrow morning.

TUESDAY, NOV. 21, 1820.

The Senate assembled.

On motion by Mr. M'Girk,

The report of the committee on the bill entitled "an act supplementary to an act for the punishment of certain crimes, and in addition to the 31st section of said bill, concerning bigamy and forcible and stolen marriages," was taken up and read, and

On motion by Mr. Emmons,

To amend the report of the committee by adding the following to the end of the 1st section :

Provided, That all fines not herein otherwise appropriated, accruing under this act, shall be for the use of the county in which the offender shall be tried," to which the Senate agreed.

And on motion by Mr. Emmons,

The report of the committee as amended, was agreed to by the House.

Ordered, That the same be engrossed for a third reading on to-morrow.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole, on the bill entitled an act establishing circuit and county courts, Mr. Barcroft in the chair.

After some time spent in debate, the president resumed the chair, and Mr. Barcroft of the committee reported said bill with sundry amendments thereto, and

On motion by Mr. Moore,

Ordered That the report lie on the table.

The House then resolved itself into a committee of the whole on the bill entitled an act more effectually to prevent vice and immorality, Mr. Perry in the chair.

After debate the president resumed the chair, and Mr. Perry of the committee, reported said bill with sundry amendments thereto.

On motion by Mr. Moore,

The report of the committee on the last mentioned bill was agreed to, and

Ordered, That the same be engrossed for a third reading on to-morrow.

On motion by Mr. Moore,

The report of the committee on the bill entitled an act establishing circuit and county courts, was taken up and read.

Mr. Moore moved,

To amend the report of the committee, by adding to the end of the 1st section as follows :

Provided, That the judge shall not be compensated for any term which he shall neglect to hold, but that his salary shall be reduced for such neglect of failure, in proportion to the number of terms which he is by law required to hold annually in the circuit," to which the House agreed.

Mr. Emmons moved,

To amend the report of the committee, by inserting after the word "have," in the 12th line of the third section the words "or any existing statute law," which was agreed to.

Mr. Bent moved,

To amend the report of the committee by striking out the words "incorporation of towns," in the 10th line of the 13th section, to which the Senate agreed.

Mr. Moore moved,

Further to amend the report of the committee by inserting after the word "to," in the second line of the 15th section, the words "solemnize marriages," to which the Senate agreed.

On motion by Mr. Moore,

Ordered, That the further consideration of said bill be postponed until to-morrow.

A message from the House of Representatives by Mr. M'Girk.

Mr. President—The House of Representatives have passed the following bills, herewith sent, to which they request the concurrence of the Senate, to wit:

A bill entitled "an act more particularly defining the powers and duties of justices of the peace, and the manner of establishing open accounts before justices of the peace;" a bill entitled "an act for selecting twelve salt springs for the use of this state," and "a resolution for publishing the laws." The House of Representatives have receded from their disagreement to the 2d amendment of the Senate to the bill entitled "an act to provide for taking an enumeration of the inhabitants of the state of Missouri," and he withdrew.

Mr. Perry of the committee,

Reported that they had this day laid before the Governor for his approbation the following acts to wit:

An act enabling the administrators of Antoine F. Saugraine, deceased, to convey certain real-estate.

An act to establish the county of Saline.

An act to provide for taking an enumeration of the inhabitants of the state of Missouri.

An act establishing judicial districts and circuits and prescribing the times and places of holding courts.

An act to erect a separate county out of a part of Franklin county. And

An act establishing the county of Callaway.

They have examined and found truly enrolled, an act to provide for the collection of arrearages due to sheriffs.

On motion by Mr. M'Girk,

The Senate adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, NOV. 22, 1820.

The Senate Assembled.

Mr. Clark of the joint committee of conference reported as follows.

The committee of conference to whom was referred the disagreement between the Senate and House of Representatives upon the amendment to the bill entitled an act concerning the Attorney General and prosecuting attorneys, report that they have met in conference upon the same, and beg leave to report to this House that the House of Representatives do by their committee agree to recede from their disagreement to the amendments of the Senate to the said bill, with the following amendments, which they, your committee beg leave to recommend to the Senate for its agreement: 1st, to come in at the end of the 1st amendment of the Senate,

"The Attorney General shall at all times give advice to the justices of the county courts and justices of the peace within his circuit, in the same manner as circuit attorneys are by law required to do, and the Attorney General, shall at all times when required so to do, give the several circuit attorneys his opinion verbally or in writing in matters of law relative to the duties of their office." 2nd, to come in at the end of the amendment of the Senate to the 4th section, as follows:

"With the exception as in cases of circuit attorneys."

Which said report was agreed to by the Senate, and

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Perry,

The Senate resumed the consideration of the report of the committee on the bill entitled an act establishing circuit and county courts.

Mr. Emmons moved,

To amend the report of the committee by inserting the following as a 20th section to wit:

"*Be it enacted*, That if any circuit judge shall have been counsel to either party in any suit which is now, or may hereafter be pending before said circuit court, if either party in consequence thereof, is unwilling that such judge shall sit on the trial of such suit, the parties may agree on some person learned in the law, to sit as judge on the trial of such action, and if the parties cannot agree, such judge may appoint some fit person to sit as judge on said trial, and the judgment so had and obtained shall be as valid in law as if the same had been had and obtained before such circuit judge.

"And where any circuit judge may have cause of action against any person residing in his circuit, or if any person shall have cause of action against any circuit judge, or if the circuit judge is interested in any cause, the action may be brought and maintained in the nearest county in the next adjoining circuit."

To which the House agreed.

On the question,

Will the House agree to the report of the committee as amended, it was determined in the affirmative, and

Ordered, That the same be engrossed for a third reading.

A message from the House of Representatives by Mr. Bates.

Mr. President—The House of Representatives concur with the report of the joint committee of conference on the bill concerning the Attorney General, and do recede from their disagreement to the amendments of the Senate to said bill, and concur with the further amendments recommended by the said joint committee of conference, and he withdrew.

On motion,

The bill entitled an act more effectually to prevent vice and immorality was taken up and read a third time, and

On the question,

Shall the bill pass, it was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Barcroft,

The House resolved itself into a committee of the whole on the bill entitled "an act legalizing certain acts of the commissioners of the court-house and jail of Howard county and authorizing the appointment of new commissioners in said county." Mr. M'Girk in the chair.

After debate, the president resumed the chair, and Mr. M'Girk of the committee reported said bill with sundry amendments thereto, and

On the question,

Will the House agree to the report of the committee,

It was determined in the affirmative, yeas 7, nays 2.

Those who voted in the affirmative, are

Messrs Barcroft, Clark, Cooper, Emmons, Logan, M'Girk and Talbott.

Those who voted in the negative, are

Messrs. Byrd and Moore.

Ordered, That the same be engrossed for a third reading on to-day.

On motion by Mr. M'Girk,

The bill entitled an act legalizing certain acts of the commissioners of the court-house and jail in Howard county, and authorizing the appointment of new commissioners in said county, was taken up and read a third time, as amended.

On the question,

Shall the bill pass, it was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Moore,

The bill entitled an act supplementary to an act for the punishment of certain crimes, and in addition to the 31st section of the said act, concerning bigamy and forcible and stolen marriages was taken up and read a third time, and

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

On motion,

The resolution for publishing the laws was taken up and read a first time.

Ordered, That the said resolution lie on the table.

On motion,

The bill entitled an act more particularly defining the powers and duties of justices of the peace, was taken up and read a first and second time, the rule having been previously dispensed with.

Mr. M'Girk then moved that the further consideration of the said bill be postponed to the next session of the General Assembly.

On the question, it was determined in the negative, and

On motion by Mr. Emmons,

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

On motion,

The bill entitled an act to provide for selecting twelve salt springs for the use of this state, was taken up and read a first and second time, the rule having been previously dispensed with.

Ordered, That the same be referred to a committee of the whole, and made the order of the day for this day.

On motion by Mr. M'Girk,

The House resolved itself into a committee of the whole on the bill last mentioned, Mr. Logan in the chair.

After debate, the President resumed the chair, and Mr. Logan, of the committee, reported progress, and asked leave to sit again, to which the Senate agreed.

Mr. M'Girk moved that there be a committee appointed on the part of the Senate, to act jointly with such committee as may be

appointed on the part of the House of Representatives, to make application to, and get information from the Surveyor General, and Register of the Land Office, respecting the situation of Salt Springs on public lands in this state, and report the same accordingly to the respective houses.

On the question, it was determined in the affirmative.

Ordered, That Messrs. Barcroft and M'Girk be that committee, and

Ordered further, That the House of Representatives be notified accordingly.

The Senate adjourned to 9 o'clock to-morrow morning.

THURSDAY, NOV. 23, 1820.

The Senate assembled.

On motion by Mr. M'Girk,

The House resumed, in committee of the whole, the consideration of the bill entitle an act more particularly defining the powers and duties of justices of the peace, and the manner of establishing open accounts before justices of the peace, Mr. Clark in the chair.

After debate, the President resumed the chair, and Mr. Clark of the committee, reported said bill with sundry amendments thereto, which was agreed to by the Senate, and

Ordered, That the same be engrossed for a third reading.

A message from the House of Representatives by Mr. Bates,

Mr. President—The Speaker of the House of Representatives has signed an act providing for the collection of arrearages due to sheriffs, which is herewith sent for the signature of the President of the Senate.

The President signed the said act, and it was delivered to the committee to be laid before the governor.

The bill entitled an act more particularly defining the powers and duties of justices of the peace, and manner of establishing open accounts before justices of the peace, was taken up and read a third time, as amended, and

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

On motion,

The Senate adjourned to 9 o'clock to-morrow morning.

FRIDAY, NOV. 24, 1820.

The Senate assembled.

A message from the House of Representatives by Mr. Geyer,
Mr. President—The House of Representatives have passed the two resolutions from the Senate herewith sent, without amendments, and have appointed Messrs. Evans, Boone and Graves a committee on their part, on the resolution relating to salt springs—and he withdrew.

Mr. Moore gave notice that on to-morrow he would ask leave to introduce into the Senate, proposed amendments to the Constitution of this state.

A message from the House of Representatives by Mr. Smith,
Mr. President—The House of Representatives have passed the following bills, to wit: a bill entitled an act to prevent waste on school lands; and a bill entitled an act to fix the temporary seat of government for the state of Missouri, agreeably to the requisitions of the Constitution, both of which bills are herewith sent; and they have adopted and passed the resolution herewith sent, to which they request the concurrence of the Senate—and he withdrew.

On motion by Mr. M'Girk,

The bill entitled an act to prevent waste on school lands, was taken up and read a first and second time, the rule having been previously dispensed with, and

On motion by Mr. Moore,

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

On motion by Mr. M'Girk,

The bill entitled an act fixing the temporary seat of government for the state of Missouri, agreeably to the requisitions of the Constitution, was taken up and read a first and second time, the rule having been previously dispensed, and

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for this day.

On motion by Mr. Moore,

The House resolved itself into a committee of the whole on the last mentioned bill, Mr. Bollinger in the chair.

After debate, the President resumed the chair, and Mr. Bollinger of the committee, reported said bill with an amendment.

Mr. M'Girk moved that the Senate agree to the report of the committee,

On the question, it was determined in the affirmative, and

Ordered, That the same be engrossed for a third reading

On motion,

The rule of the House being dispensed with, the bill last above mentioned was taken up and read a third time, as amended.

On the question, shall the bill pass,

It was determined in the affirmative, Yeas 7, Nays 5.

Those who voted in the affirmative are,

Messrs Bollinger, Clark, Cooper, Emmons, M'Girk, Moore and Talbot.

Those who voted in the negative are,

Messrs. Barcroft, Bent, Byrd, Logan and Perry.

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. M'Girk,

Ordered, That certain propositions on behalf of the citizens of St. Charles. be entered on the journals of the Senate, and that the original be filed with the public papers of this House.

The propositions above referred to are as follows, to wit :

"The undersigned, for and in behalf of the citizens of St. Charles, pledge themselves, should the temporary seat of government be established at that place, to furnish free of expense to the state, rooms suitable for the accommodation of both branches of the General Assembly, and also committee rooms."

2th November, 1820.

BENJAMIN EMMONS,
WILLIAM SMITH.
URIAH J. DEVORE,
JOSEPH EVANS.
NATHANIEL SIMONDS.
R. & J. HEATH.

On motion by Mr. M'Girk,

The Resolution from the House of Representatives, authorizing the Governor to correct errors in the names of justices of the peace, which were appointed the present session of the General Assembly, was taken up and read a first and second time, the rule having been previously dispensed with.

Mr. M'Girk moved to amend said resolution, by striking out the words "Senate and House of Representatives," in the first line, and insert in lieu thereof the words "General Assembly of the state of Missouri," to which the Senate agreed.

Mr. Moore moved to amend the resolution, by inserting after the word "Christian," and before the word "name," in the 3d line, the words "or sir," which was agreed to by the Senate.

Ordered, That the same be engrossed for a third reading, and

On motion by Mr. M'Girk,

The rule of the House was dispensed with, and the said resolution, as amended, was read a third time, and

On the question, shall the resolution pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. McGirk,

The Senate adjourned to 9 o'clock to-morrow morning.

SATURDAY, NOV. 25, 1820.

The Senate assembled.

Mr. Moore, agreeably to notice given on yesterday, asked and obtained leave to introduce sundry proposed amendments to the Constitution of the State of Missouri, which were read a first time.

A message from the House of Representatives by Mr. Bates,

Mr. President—The House of Representatives concur in the amendments of the Senate to the 2d, 3d, 5th, 10th and 15th sections of the bill entitled an act establishing circuit and county courts; they concur in the amendments to the 14th section thereof, with some amendments thereto; they also concur in the amendment of the Senate, adding a 20th section thereto, with some amendments to the said 20th section, in all which amendments to the amendments of the Senate they request their concurrence. And they do not concur in the amendments of the Senate to the 1st and 13th sections of the said bill, and request the Senate to recede from their said amendments thereto. The said bill and amendments, and amendments to the amendments are herewith sent to the Senate.

The House of Representatives do not concur with the amendments of the Senate to the 1st, 2d and 3d sections of the bill entitled an act more particularly defining the powers and duties of justices of the peace, and manner of establishing open accounts before justices of the peace, and they pray the Senate to recede from their said amendments. They concur with the amendments of the Senate to the 4th and 5th sections thereof, and the said bill and amendments are herewith returned to the Senate.

The House of Representatives concur with the amendments of the Senate to the bill entitled an act legalizing certain acts of the commissioners of the Court House and Jail in Howard county, and authorising the appointment of new commissioners in said county. And they do not concur in passing the bill from the Senate entitled an act supplementary to an act for the punishment of certain crimes, and in addition to the 31st section of the said act concern-

ing bigamy, and forcible and stolen marriages, which said act is herewith returned to the Senate—and he withdrew.

On motion by Mr. Emmons,

The Senate took under consideration the amendments by them made to the bill entitled an act establishing circuit and county courts, and also the amendments of the House of Representatives to their said amendments.

Mr. McGirk moved that the Senate recede from all their amendments disagreed to by the House of Representatives, and agree to those made by the House of Representatives.

On the question, it was determined in the affirmative, and

Ordered, That the House of Representatives be notified accordingly.

A message from the House of Representatives by Mr. Bates,

Mr. President—The House of Representatives concur in the amendment of the Senate to the bill entitled an act fixing the temporary seat of government for the state of Missouri, agreeably to the requisition of the Constitution.

A message from the House of Representatives by Mr. Geyer,

Mr. President—The House of Representatives have passed a bill entitled an act to license auctioneers and impose a tax on auction licenses and sales at auction, herewith sent, to which they request the concurrence of the Senate—and he withdrew.

On motion by Mr. McGirk,

The said last mentioned bill was taken up and read a first and second time, the rule having been previously dispensed with, and

On motion by Mr. Perry,

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for Monday next.

On motion by Mr. Perry,

Sundry petitions from the inhabitants of St. Louis and St. Charles praying the General Assembly to lay a tax on auctions and auctioneers, was taken up and read.

On motion,

The Senate proceeded to the consideration of the amendments by them made to the bill entitled an act more particularly defining the powers and duties of justices of the peace, and manner of establishing open accounts before justices of the peace, disagreed to by the House of Representatives.

Mr. McGirk moved that the further consideration of the subject be postponed until the next session of the General Assembly.

On the question, it was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

On motion,

The House resolved itself into a committee of the whole on the bill entitled an act to prevent waste on school lands, Mr. Moore in the chair.

After debate, the President resumed the chair, and Mr. Moore of the committee, reported said bill with amendments thereto.

Mr. Moore moved to amend the report of the committee, by striking out the word "three" in the 1st section, and insert in lieu thereof the word "five," to which the Senate agreed.

Mr. McGirk moved to amend the report of the committee, by striking out the word "succeeding" in the 4th section—agreed to by the Senate, and

On motion,

The report of the committee, as amended, was agreed to by the Senate, and the rule being dispensed with, the said bill was read a third time, as amended.

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

The Senate adjourned to 9 o'clock on Monday morning next.

MONDAY, NOV. 27, 1820.

The Senate assembled.

A message from the House of Representatives by Mr. Heath.

Mr. President—The House of Representatives concur in the amendments of the Senate to the resolution rectifying mistakes in the names of justices of the peace appointed by a joint vote of both Houses at this session—and he withdrew.

On motion by Mr. Moore,

The proposed amendments to the Constitution were taken up and read a second time.

Ordered, That the same be referred to a committee of the whole, and made the order of the day for this day.

On motion by Mr. Moore,

The House resolved itself into a committee of the whole on the said proposed amendments, Mr. Talbott in the chair.

After debate, the President resumed the chair, and Mr. Talbott of the committee, reported said proposed amendments, with sundry amendments thereto, and

On motion by Mr. Barcroft,

Ordered, That the report lie on the table.

A message from the House of Representatives by Mr. Bates.

Mr. President—The House of Representatives concur in the a

amendments of the Senate to the bill entitled an act to prevent waste on school lands.

They do not concur in the passage of the bill from the Senate entitled an act more effectually to prevent vice and immorality, which is herewith sent to the Senate.

Mr. McGirk, from the select committee, reported a bill fixing the salaries of the officers of state, and allowing certain contingent expenses, which bill was read a first time.

And Mr. Smith, from the select committee, reported a bill to enable Stephen R. Wiggins to establish a team ferry at St. Charles, which was read a first time.

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole on the bill entitled an act to license auctioneers, and impose a tax on auction licenses and sales at auction, Mr. Bent in the chair.

After debate, the President resumed the chair and Mr. Bent of the committee, reported said bill without amendment, and

On motion by Mr. Moore,

Ordered, That the report lie on the table.

Mr. Perry of the committee, reported, that they had examined and found truly enrolled, an act concerning certain acts of the commissioners of the court house and jail in Howard county, and authorising the appointment of new commissioners in said county; an act fixing the temporary seat of government for the state of Missouri, agreeably to the requisition of the constitution; an act concerning the attorney general; an act establishing circuit and county courts; and a resolution by the General Assembly of the state of Missouri.

A message from the House of Representatives by Mr. Bates,

Mr. President—The Speaker of the House of Representatives has this day signed an act concerning the commissioners of the court house and jail in the county of Howard, and authorising the appointment of new commissioners in said county; an act for fixing the temporary seat of government for the state of Missouri, agreeably to the requisition of the constitution; a resolution by the General Assembly of the state of Missouri, concerning the misnomers of justices of the peace lately appointed; an act concerning the attorney general; and an act establishing circuit and county courts; all of which are herewith sent to the Senate for the signature of the President—and he withdrew.

The President then signed the said acts and resolution, and they were delivered to the committee to be laid before the Governor.

Mr. McGirk, a member from the senatorial district composed of the county of St. Louis, this day resigned his seat in the Senate, and the House of Representatives was informed accordingly.

The report of the committee on the proposed amendments to the constitution, was taken up and read.

On motion by Mr. Perry,

The Senate agreed to the said report, and

Ordered, That the same be engrossed for a third reading on to-morrow.

On motion by Mr. Perry,

The Senate adjourned to 9 o'clock to-morrow morning.

TUESDAY, NOV. 28, 1820.

The Senate assembled.

On motion by Mr. Perry,

The report of the committee on the bill entitled an act to license auctioneers, and impose a tax on auction licenses and sales at auction, was taken up and read, and agreed to by the House.

On motion by Mr. Perry,

The said bill was read a third time, and

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Barcroft,

Mr. Clark was appointed on the committee to procure information relative to salt springs, in the place of Mr. M-Girk, who resigned his seat on yesterday.

On motion by Mr. Moore,

The proposed amendments to the Constitution of the state of Missouri, were taken and read a third time.

Mr. Clark moved to amend the proposed amendment to the 13th section of the 5th article, by striking out the words "six years," and insert in lieu thereof the words "good behavior."

On the question, it was determined in the negative—Yeas 2, Nays 9.

Those who voted in the affirmative are,

Messrs. Clark and Talbott.

Those who voted in the negative are,

Messrs. Bent, Barcroft, Bollinger, Byrd, Cooper, Emmons, Logan, Moore and Perry, and

On the question, shall the first proposed amendment pass,

It was determined in the affirmative—Yeas 10, Nays 1.

Those who voted in the affirmative are,

Messrs. Bent, Barcroft, Bollinger, Byrd, Cooper, Clark, Logan, Emmons, Moore and Perry.

Mr. Talbott alone voting in the negative.

On the question, shall the second proposed amendment pass,
It was determined in the affirmative—Yeas 9, Nays 2.

Those who voted in the affirmative are,

Messrs. Bent, Bollinger, Byrd, Cooper, Clark, Emmons, Logan, Moore and Perry.

Those who voted in the negative are,

Messrs. Barcroft and Talbott.

On the question, shall the third proposed amendment pass,
It was determined in the affirmative—Yeas 9, Nays 2.

Those who voted in the affirmative are,

Messrs. Bent, Barcroft, Bollinger, Byrd, Cooper, Emmons, Logan Moore, and Perry.

Those who voted in the negative are,

Messrs. Clark and Talbott.

Ordered. That the House of Representatives be informed accordingly, and request their concurrence in said proposed amendments.

A message from the House of Representatives by Mr. Bates,
Mr. President—Mr. Rutter has this day asked and obtained leave to introduce into the House of Representatives, a bill for the relief of John Hays, Sheriff of Cape Girardeau county, which was read a first and second time, the rule having been dispensed with—and he withdrew.

On motion by Mr. Perry,

The Senate adjourned to 9 o'clock to-morrow morning.

WEDNESDAY, NOV. 29, 1820

The Senate assembled.

A message from the House of Representatives by Mr. Bates,
Mr. President—The House of Representatives have passed the two following bills, to wit: a bill entitled an act to authorise Stephen R. Wiggins to establish a ferry on the Missouri river; and an act for the relief of John Hays, sheriff of Cape Girardeau county, which bills are herewith sent for the concurrence of the Senate—and he withdrew.

Mr. Perry of the committee reported that they had on yesterday laid before the Governor for his approbation the following acts to wit:

An act concerning certain acts of the commissioners of the

court house and jail in the county of Howard, and authorising the appointment of new commissioners in said county.

An act for fixing the temporary seat of government for the state of Missouri agreeably to the requisition of the constitution.

An act establishing circuit and county courts.

An act to provide for the collection of arrearages due to sheriffs.

An act concerning the Attorney General. And also

A resolution by the General Assembly of the state of Missouri.

On motion by Mr. Clark,

The Senate resumed, in committee of the whole, the consideration of the bill entitled an act for selecting twelve salt springs for the use of this state, Mr. Logan in the chair.

After debate the president resumed the chair, and Mr. Logan of the committee reported said bill with sundry amendments thereto.

On motion by Mr. Emmons,

The Senate agreed to the report of the committee.

Ordered, That the same be engrossed for a third reading on to-morrow.

On motion by Mr. Emmons,

The bill entitled an act for the relief of John Hays, sheriff of Cape Girardeau county was taken up and read a first and second time, the rule having been previously dispensed with.

Ordered, That the said bill be read a third time on to-morrow.

On motion by Mr. Emmons

The bill entitled an act to authorize Stephen R. Wiggins to establish a ferry on the Missouri river, was taken up and read a first time.

Mr. Emmons moved,

That the said bill be rejected, and not pass to a second reading.

On the question,

It was determined in the affirmative, and

Ordered, That the House of Representatives be notified accordingly.

A message from the House of Representatives by Mr. Leduc.

Mr. President—A communication from the Governor, has been this day transmitted to the House of Representatives by Mr. Pettus.

To the Senate and House of Representatives of the State of Missouri.

I have approved and signed the following acts, viz :

An act establishing circuit and county courts.

An act establishing the temporary seat of government for the state of Missouri agreeably to the requisition of the constitution.

An act concerning certain acts of the commissioners of the court-

house and jail in Howard county, and authorizing the appointment of new commissioners in said county.

An act enabling the administrators of the estate of Antoine F. Saugraine, deceased, to convey certain real estate.

An act providing for the collection of arrearages due to sheriffs.

An act establishing judicial districts and circuits, and prescribing the times and places of holding courts.

An act concerning the Attorney General.

An act to provide for taking an enumeration of the inhabitants of the state of Missouri.

An act to erect a separate county out of part of Franklin county.

An act to establish the county of Callaway.

An act to establish the county of Saline, and

A resolution authorizing the Governor to correct certain misnomers, and he withdrew.

Mr. Moore moved,

That the Senate adopt the following resolution.

Resolved, By the Senate and House of Representatives of the State of Missouri, That on Thursday the last day of November the Senate will meet the House of Representatives in the Representative Hall, at 3 o'clock P. M. for the purpose of appointing a State Treasurer by a joint vote of both Houses of the General Assembly.

On the question,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

Mr. Byrd asked and obtained leave to introduce a bill supplementary to an act establishing judicial districts and circuits and prescribing the times and places of holding courts, which was read a first and second time, the rule having been previously dispensed with.

Ordered, That the same be engrossed for a third reading on tomorrow.

A message from the House of Representatives by Mr. Byrd.

Mr. President—The House of Representatives concur in passing the bill entitled an act to provide for the great seal of the state of Missouri, with sundry amendments to which they request the concurrence of the Senate, which bill and amendments are herewith sent, and he withdrew.

On motion by Mr. Emmons,

The amendments made by the House of Representatives to the

bill entitled an act to provide for the great seal of the state of Missouri was taken up and read.

Mr. Emmons moved to amend the amendments of the House of Representatives by striking out the words "a cock close armed, resting on a sheaf of wheat, both" and insert in lieu thereof the words "an eagle;" and also to strike out the word "cock," in the 8th line, and insert in lieu thereof the words "an eagle," to which the Senate agreed.

On motion by Mr. Perry,

The Senate adjourned to 9 o'clock to-morrow morning.

TUESDAY NOV. 30, 1820.

The Senate assembled.

On motion by Mr. Perry,

The Senate again took under consideration the amendments made by the House of Representatives to the bill entitled an act to provide for the great seal of the State of Missouri.

Mr. Perry moved,

That the Senate disagree to the 1st 2d and 3d amendments to said bill, and that the Senate agree to the last amendment of the House of Representatives to said bill.

On the question, it was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Bates.

Mr. President—The House of Representatives concur in the resolution from the Senate to go into an election by joint vote of both Houses this day at three o'clock P. M. in the Hall of Representatives of a Treasurer for the State of Missouri, and he withdrew.

On motion by Mr. Moore,

The bill entitled an act for the relief of John Hays, Sheriff of Cape Girardeau County, was taken up and read a third time.

On the question,

Shall the bill pass, it was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Moore,

The bill entitled an act supplementary to an act establishing judicial districts and circuits and prescribing the times and places of holding courts, was taken up and read a third time.

On the question,

Shall the bill pass, it was determined in the affirmative, and

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. Moore,

The bill entitled an act for selecting twelve salt springs for the use of this state, was taken up and read a third time.

Mr. Perry moved, to amend the title, of the bill by striking out the word "twelve," and insert in lieu thereof the word "six," to which the Senate agreed, and

On the question,

Shall the bill pass, it was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

A message from the House of Representatives by Mr. Geyer.

Mr. President—The House of Representatives are now ready to receive the Senate in their Hall to proceed to the election of a State Treasurer. The seats in front of the Speakers chair are appropriated for the use of the Senate, and he withdrew.

On motion by Mr. Emmons,

Ordered, That a committee of two be appointed to wait on the Governor and inform him that Matthias M. Girk, Esq. a member of this House had on Monday last resigned his seat, and Messrs. Emmons and Logan, were appointed that committee.

The Senate then proceeded to the Representative Hall for the purpose of electing a state Treasurer, and having performed that duty, returned to the Senate chamber.

Mr. Logan of the committee appointed for the purpose reported that they had informed the Governor of the resignation of Matthias M. Girk, Esq. in pursuance of the order of the Senate.

On motion by Mr. Perry,

The Senate adjourned to 9 o'clock to-morrow morning.

FRIDAY, DEC. 1, 1820.

The Senate assembled.

Thompson Douglass, assistant Clerk of this House, resigned his office as such.

On motion by Mr. Moore,

The Senate proceeded to the consideration of the amendments made by the House of Representatives to the amendments of the Senate, to the bill entitled an act prescribing the duties of State Treasurer and Auditor of Public Accounts, and regulating their offices.

Mr. Emmons moved,

That the Senate disagree to the 1st amendment made by the House of Representatives to said bill.

On the question,

It was determined in the affirmative.

Mr. Moore then moved,

That the Senate agree to the 2d amendment made by the House of Representatives to said bill.

On the question,

It was determined in the affirmative, and

Ordered. That the House of Representatives be notified accordingly, and request them to recede from their said 1st amendment.

A message from the House of Representatives by Mr. McGirk.

Mr. President—The House of Representatives have this day elected Thompson Douglas chief Clerk to supply the vacancy occasioned by the resignation of John Rice Jones, Esq. their former clerk, and he withdrew.

A message from the House of Representatives by Mr. Heath.

Mr. President—The House of Representatives have passed the following resolution to wit :

Resolved, That the Senate be informed that the amendments proposed to the constitution of Missouri, have passed the House of Representatives by a majority of two thirds of all the members present, with an amendment, and that none of the amendments have passed the House, by a majority of two thirds of all the members elected to the House, which proposed amendments with the amendment, are herewith sent.

The vote on the 1st proposed amendment was yeas 27, nays 3.

The vote on the 2d proposed amendment was yeas 26, nays 9.

The question on the 3d proposed amendment was subdivided into three.

The vote on the 1st subdivision from the beginning to the word "removed," in 4th line inclusive was yeas 19, nays 14.

The vote on the 2d subdivision to the word "State," in the 6th line, was yeas 14, nays 19. And

The vote on the residue was yeas 24, nays 9, and he withdrew.

Mr. Emmons moved,

That the following message be sent to the House of Representatives to wit :

"The Senate request the House of Representatives to inform them by message whether they concur or non-concur in passing the proposed amendments to the constitution, by a constitutional majority of that House, which proposed amendments, with the resolution from the House of Representatives are herewith sent."

On the question,

It was determined in the negative, yeas 5, nays 6.

Those who voted in the affirmative, are

Messrs. Bascroft, Bollinger, Cooper, Emmons and Talbott.

Those who voted in the negative, are

Mr. Bent, Byrd, Clark, Logan, Moore and Perry.

Mr. Perry moved,

That the further consideration of the bill be postponed until to-morrow, to which the Senate agreed.

A message from the House of Representatives by Mr. Bates :

Mr. President—The House of Representatives have passed a bill entitled "an act to provide for levying, assessing, and collecting state and county taxes, herewith sent, to which they request the concurrence of the Senate. The House of Representatives insist on their amendments to the bill entitled "an act to provide for the great seal of the state of Missouri, and request the Senate to recede from their disagreement to said amendments, which bill and amendments are herewith sent : and he withdrew.

On motion by Mr. Emmons,

The Senate proceeded to the consideration of the amendments made by the House of Representatives to the bill entitled "an act to provide for the great seal of the state of Missouri."

Mr. Emmons moved that the Senate adhere to their disagreement to said amendments, to which the Senate unanimously agreed.

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Perry,

The Senate adjourned to 9 o'clock to-morrow morning.

SATURDAY, DEC. 2, 1820.

The Senate assembled.

A message from the House of Representatives by Mr. Rutter,

Mr. President—The House of Representatives concur in passing the bill entitled "an act supplementary to an act establishing judicial districts and circuits, and prescribing the times and places of holding courts, without amendments, which bill is herewith sent. The House of Representatives concur in the amendments of the Senate to the bill entitled "an act for selecting twelve salt springs for the use of this state : and he withdrew.

A message from the House of Representatives by Mr. Leduc,

Mr. President—The House of Representatives have passed a bill entitled "an act to enable aliens to hold real estate, to which they ask the concurrence of the Senate, which bill is herewith sent : and he withdrew.

On motion by Mr. Moore,

The bill entitled "an act to provide for levying, assessing, and

collecting state and county taxes, was taken up and read a first and second time, the rule having been previously dispensed with.

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for Monday next.

On motion by Mr. Moore,

The bill entitled "an act to enable aliens to hold real estate," was taken up and read a first and second time, the rule having been previously dispensed with, and

Ordered, That the said bill be read a third time on Monday next.

On motion by Mr. Byrd,

The Senate adjourned to 9 o'clock on Monday morning next.

MONDAY DEC. 4, 1820.

The Senate assembled.

On motion by Mr. Clarke,

The house resolved itself into a committee of the whole on the bill entitled "an act to provide for levying, assessing, and collecting state and county taxes." Mr. Talbott in the chair.

After debate, the President resumed the chair, and Mr. Talbott reported no progress: that he was directed by the committee to ask leave to be discharged from any further consideration of the subject to which the Senate agreed: and

On motion by Mr. Emmons,

Ordered, That the said bill be referred to a select committee to consider and report thereon, when Messrs. Emmons, Moore, and Barcroft were appointed that committee.

On motion by Mr. Emmons,

The bill entitled "an act to enable aliens to hold real estate," was read a third time.

On the question shall the bill pass, it was determined in the affirmative:

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Leduc,

Mr. President—The House of Representatives request a conference on the subject of the disagreement between both Houses on the amendments of the House of Representatives to the bill entitled "an act prescribing the duties of state treasurer and auditor of public accounts and regulating their offices, and have appointed Messrs. Geyer, Ball and Heath a committee on their part for that purpose. The House of Representatives adhere to their amendments to the bill entitled "an act to provide for the great

of the state of Missouri, which bill and amendments are herewith sent : and he withdrew.

A message from the House of Representatives by Mr. Bates,
Mr. President—The House of Representatives have passed the following bills, to wit : a bill entitled "an act supplementary to an act supplementary to the several acts defining the powers and duties of justices of the peace in matters of a civil nature. And a bill entitled "an act fixing the salaries of the officers of state and allowing certain contingent expences, which bills are herewith sent, and ask the concurrence of the Senate thereto : and he withdrew.

On motion by Mr. Emmons,

The bill entitled "an act fixing the salaries of the officers of state and allowing certain contingent expences, was taken up and read a first and second time, the rules having been dispensed with.

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for this day ; and

On motion by Mr. Emmons,

The House resolved itself into a committee of the whole on the bill last mentioned. Mr. Talbott in the chair.

After debate the President resumed the chair, and Mr. Talbott of the committee reported said bill with sundry amendments, which was agreed to by the House, and

Ordered, That the same be engrossed for a third reading.

On motion by Mr. Moore,

The bill entitled "an act supplementary to an act supplementary to the several laws defining the powers and duties of justices of the peace in matters of a civil nature, was taken up and read a first, second, and third time, the rules having been dispensed with.

On the question shall the bill pass, it was determined in the affirmative :

Ordered, That the House of Representatives be informed accordingly.

Mr. Emmons moved, that a committee of conference be appointed agreeably to the request of the House of Representatives on the subject of the disagreement between both Houses on the bill entitled "an act prescribing the duties of state treasurer and auditor of public accounts and regulating their offices, to which the Senate agreed, and Messrs. Emmons and Bent were appointed that committee :

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Moore,

The rule of the House was dispensed with, and the bill entitled

"an act fixing the salaries of the officers of state and allowing certain contingent expenses, was taken up and read a third time as amended.

On the question shall the bill pass, it was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

Mr. Bent of the committee reported, that they had examined and found truly enrolled "an act to licence auctioneers and impose a tax on auction licences and sales at auction;" "an act to enable aliens to hold real estate;" "an act supplementary to an act establishing judicial districts and circuits, and prescribing the times and places of holding courts," and "an act for the relief of John Hays, sheriff of Cape Girardeau county.

A message from the House of Representatives by Mr. Heath, & *Mr. President*—Mr. Geyer from the select committee, has this day reported a bill to provide for the great seal of the state of Missouri, which was read a first and second time, the rule having been dispensed with: and he withdrew.

Mr. Emmons moved that the Senate send to the House of Representatives the following message, to wit:

"The Senate request the House of Representatives to inform them by message whether they concur or non-concur in passing the proposed amendments to the constitution, which proposed amendments together with the resolution relating thereto are herewith returned, to which the House agreed, and the message was accordingly sent.

On motion by Mr. Perry,

The Senate adjourned to 9 o'clock to-morrow morning.

TUESDAY DEC. 5, 1820.

The Senate assembled.

A message from the House of Representatives by Mr. Bates,

Mr. President—The speaker of the House of Representatives has signed the following acts, to wit: "an act supplementary to an act establishing judicial districts and circuits, and prescribing the times and places of holding courts;" "an act to licence auctioneers and impose a tax on auction licences and sales at auction;" "an act for the relief of John Hays, sheriff of Cape Girardeau county;" and an act to enable aliens to hold real estate;" all of which are herewith sent for the signature of the President of the Senate: and he withdrew.

The President signed the said acts, and they were delivered to the committee to be laid before the Governor.

Mr. Perry of the committee reported that they had examined and found truly enrolled "an act to prevent waste on school-lands;" and "an act for selecting six salt springs for the use of this state."

A message from the House of Representatives by Mr. Bates,
Mr. President—The House of Representatives have passed the following bills, to wit: a bill entitled "an act to establish a court of chancery;" a bill entitled "an act taxing billiard tables and regulating ferries, which bills are herewith sent, and ask the concurrence of the senate thereto: and he withdrew.

On motion by Mr. Moore,
 The bill entitled "an act taxing billiard tables and regulating ferries, was taken up and read a first, second, and third time, the rules having been dispensed with: and

On the question shall the bill pass,
 It was determined in the affirmative.
Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Perry,
 The bill entitled "an act to establish a court of chancery, was taken up and read a first and second time, the rules having been dispensed with, and

On motion by Mr. Perry,
Ordered, That the said bill be committed to a committee of the whole and made the order of the day for this day.

A message from the House of Representatives by Mr. Leduc,
Mr. President—The speaker of the House of Representatives has this day signed the following acts, to wit: "an act to prevent waste on school lands, and "an act for selecting six salt springs for the use of this state, which acts are herewith sent for your signature: and he withdrew.

On motion by Mr. Moore,
 The House resolved itself into a committee of the whole on the bill entitled "an act to establish a court of chancery," Mr. Moore in the chair.

After debate, the President resumed the chair, and Mr. Moore of the committee reported said bill with sundry amendments, which was agreed to by the House, and

Ordered, That the same be engrossed for a third reading on to-morrow.

A message from the House of Representatives by Mr. Heath,
Mr. President—The House of Representatives do concur in the first amendment of the Senate to the bill entitled "an act fixing the salaries of the officers of state and allowing certain con-

tingent expences; and they do not concur in the 2d amendment of the Senate to said bill, and request the Senate to recede from their said second amendment: they also concur in the third amendment of the Senate to said bill, with an amendment thereto, to which they request the concurrence of the Senate; the said bill and amendments are herewith sent: and he withdrew.

On motion by Mr. Moore,

The Senate proceeded to the consideration of their amendments to the last mentioned bill.

Mr. Moore moved that the Senate do recede from their second amendment, and that they agree to the amendment made by the House of Representatives to their third amendment to said bill, to which the House agreed.

Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Emmons,

The Senate adjourned to 9 o'clock to-morrow morning.

WEDNESDAY DEC. 6, 1820.

The Senate assembled.

A message from the House of Representatives by Mr. Geyer, *Mr. President*—I am instructed to inform the Senate, that the House of Representatives have agreed to the following resolution, to wit:

Resolved, That the Senate be informed that this House have not concurred by a constitutional majority in the passage of any of the proposed amendments to the constitution, and the said amendments are herewith returned to the Senate, and he withdrew.

The President signed the two acts reported on yesterday, and they were delivered to the committee to be laid before the Governor.

A message from the House of Representatives by Mr. Rutter,

Mr. President—Mr. Geyer has this day introduced into the House of Representatives a joint resolution concerning the extinguishment of the Indian title to lands within the limits of this state, which was read a first time, and he withdrew.

On motion by Mr. Moore,

The bill entitled "an act establishing a court of chancery," was taken up and read a third time, as amended, and

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. McGirk,
Mr. President—The House of Representatives have passed the following bills, to wit :

A bill entitled "an act enjoining certain duties of the secretary state, and regulating his office ;

A bill entitled "an act to license and regulate retailers of wines and spirituous liquors ;

A bill entitled "an act to prevent the circulation of private bank notes ;

A bill entitled "an act to provide for erecting county buildings; and

A bill entitled "an act prescribing a great seal for the state of Missouri;" which said several bills are herewith sent, and ask the concurrence of the Senate thereto, and he withdrew.

Mr. Bent of the joint committee of conference on the subject of the disagreement between both Houses on the bill entitled "an act prescribing the duties of state treasurer and auditor of public accounts, and regulating their offices," reported, that they had agreed to recommend to the Senate to recede from their disagreement to the first amendment made by the House of Representatives to the amendments of the Senate to said bill.

Mr. Moore moved that the Senate agree to the above report of the committee of conference : determined in the affirmative, and
Ordered, That the House of Representatives be informed accordingly.

On motion by Mr. Clark,

The bill entitled "an act prescribing the great seal for the state of Missouri," was taken up and read a first time.

Mr. Bent moved that the said bill be rejected, to which the Senate agreed, and

Ordered, That the House of Representatives be notified accordingly.

On motion by Mr. Bent,

The bill entitled "an act to licence and regulate retailers of wines and spirituous liquors, was taken up and read a first and second time, the rule having been dispensed with, and

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for this day.

The bill entitled "an act to prevent the circulation of private bank notes, was taken up and read a first and second time, the rule having been dispensed with, and

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for to-morrow.

On motion by Mr. Clark,

The bill entitled "an act to provide for erecting county build-

ings, was taken up and read a first and second time, the rule having been dispensed with, and

Ordered, That the said bill be referred to a committee of the whole, and made the order of the day for this day.

On motion by Mr. Bent,

The bill entitled "an act enjoining certain duties on the secretary of state, and regulating his office," was taken up and read a first and second time, the rule having been dispensed with, and

Ordered, That the said bill be read a third time on to-morrow.

On motion by Mr. Bent,

The House resolved itself into a committee of the whole on the bill entitled "an act to licence and regulate retailers of wines and spirituous liquors." Mr. Talbott in the chair.

After debate the President resumed the chair, and Mr. Talbott of the committee, reported said bill with sundry amendments thereto, to which the Senate agreed.

A message from the House of Representatives by Mr. Devore,
Mr. President—Mr. Smith has this day introduced into the House of Representatives a joint resolution for printing the laws and journals, which was read a first and second time. The House of Representatives concur in the amendments of the Senate to the bill entitled "an act establishing a court of chancery." The House of Representatives have passed a bill entitled "an act for the relief of Rene Paul, to which they request the concurrence of the Senate, which bill is herewith sent, and he withdrew.

A message from the House of Representatives by Mr. Geyer,

Mr. President—The House of Representatives have passed a bill entitled "an act regulating the proceedings of the supreme court, which bill is herewith sent, and request the concurrence of the Senate thereto, and he withdrew.

On motion,

The Senate adjourned to 9 o'clock to-morrow morning.

THURSDAY, DEC. 7, 1820.

The Senate assembled.

Mr. Talbott of the committee reported, that on yesterday they presented to the Governor for his approval, the following acts, to wit:

An act to prevent waste on school lands.

An act to select six salt springs for the use of this state.

An act to licence auctioneers and to impose a tax on auction licences and sales at auction.

An act to enable aliens to hold real estate.

An act for the relief of John Hays, sheriff of Cape Girardeau county. And

An act supplementary to an act establishing judicial districts and circuits and prescribing the times and places of holding courts.

The bill entitled an act enjoining certain duties on the secretary of state and regulating his office, was taken up and read a third time, and

On the question,

Shall the bill pass, it was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

The report of the committee on the bill entitled an act to license and regulate retailers of wines and spirituous liquors, was taken up and read, and

On motion by Mr. Perry,

Ordered, That the same be engrossed and read a third time on to-morrow.

A message from the House of Representatives by Mr. Bates.

Mr. President—Mr. Bates from the select committee for that purpose did on yesterday report a bill for the relief of Alexander M. Nair and Thomas F. Kildick, as sureties of John W. Thompson, sheriff of the county of St. Louis, which was read a first time, and he withdrew.

On motion by Mr. Bent,

The House resolved itself into a committee of the whole on the bill entitled an act to prevent the circulation of private bank notes, Mr. Barcroft in the chair.

After some time spent therein, the president resumed the chair, and Mr. Barcroft reported said bill with amendments, which was read and agreed to by the Senate, and

On motion by Mr. Perry,

Ordered, That the same be engrossed and read a third time on to-morrow.

On motion by Mr. Perry,

The House resolved itself into a committee of the whole on the bill entitled an act to provide for erecting county buildings, Mr. Perry in the chair.

After some time spent therein, the president resumed the chair, and Mr. Perry reported said bill with amendments, which was read and agreed to by the Senate. On motion,

The said bill was read a third time as amended, and

On the question,

Shall the bill pass, it was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Heath.

Mr. President—The House of Representatives have passed a bill entitled an act regulating the mode of electing officers of the militia, dividing the state into divisions and brigades and for other purposes. Also

A bill entitled an act imposing a tax on licences to retailers of merchandize and pedlers, which bills are herewith sent, and ask the concurrence of the Senate thereto.

Mr. Geyer from the committee on finance, this day reported a bill making appropriations for the year 1820, and part of the year 1821, which was read a first and second time.

Mr. Smith, on the rule being dispensed with, introduced a bill for the relief of certain sheriffs, which was read a first and second time.

Mr. Leduc submitted a joint resolution for settling the books of the Territorial Auditor and Treasurer, which was read a first and second time, and he withdrew.

Mr. Bent of the committee reported that they had examined and found truly enrolled, an act fixing the salaries of the officers of state, and allowing certain contingent expences.

An act establishing a court of chancery.

An act supplementary to an act, supplementary to the several laws, defining the powers and duties of justices of the peace, in matters of a civil nature. And

An act taxing billiard tables and regulating ferries.

A message from the House of Representatives by Mr. Bates.

Mr. President—The Speaker of the House of Representatives has signed the following acts to wit :

An act establishing a court of chancery.

An act supplementary to an act, supplementary to the several laws defining the powers and duties of justices of the peace, in matters of a civil nature.

An act taxing billiard tables and regulating ferries.

And an act fixing the salaries of the officers of state and allowing certain contingent expences, which acts are herewith sent for the signature of the President of the Senate, and he withdrew.

The President signed the said several acts, and they were delivered to the committee to be laid before the Governor.

On motion,

The bill entitled an act regulating the mode of electing officers of militia, dividing the state into divisions and brigades, and for other purposes, was taken up and read a first and second time, the rule having been dispensed with, and

Ordered, That the said bill be referred to a committee of the whole and made the order of the day for to-morrow.

On motion by Mr. Moore,

The bill entitled an act for the relief of Rene Paul was taken up and read a first and second time, the rule having been dispensed with.

Ordered, That the said bill be committed to a committee of the whole and made the order of the day for this day.

On motion,

The bill entitled an act to prevent the circulation of private bank notes was taken up and read a first and second time, the rule having been dispensed with, and

Ordered, That the said bill be committed to a committee of the whole and made the order of the day for to-morrow.

Mr. Moore from the select committee to whom was referred the bill entitled an act to provide for levying, assessing and collecting state and county taxes, reported said bill with amendments, which was read and agreed to by the Senate.

On motion by Mr. Clark,

The said bill as amended was taken up and read a third time.

On the question,

Shall the bill pass, it was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Heath.

Mr. President—Mr. Leduc has this day introduced into the House of Representatives, a joint resolution enjoining certain duties on the joint committee of enrollments, which was read a first time, and he withdrew.

The Senate adjourned to 9 o'clock to-morrow morning.

FRIDAY, DEC. 8, 1820.

The House resolved itself into a committee of the whole on the bill entitled an act for the relief of Rene Paul, Mr. Clark in the chair.

After some time spent therein the president resumed the chair, and Mr. Clark reported said bill with an amendment to wit:

Striking out the 1st section with the enacting clause which was concurred in by the House, and the said bill rejected.

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Leduc.

Mr. President—The House of Representatives have passed the following resolutions to wit:

A resolution to provide for settling the books of the Territorial Treasurer and Auditor.

A resolution concerning the extinguishment of the Indian title to lands within the limits of this state. And

A resolution for publishing the laws and journals, to which they request the concurrence of the Senate, and he withdrew.

A message from the House of Representatives by Mr. Geyer,

Mr. President—The House of Representatives have this day passed a bill entitled “an act for the relief of insolvent debtors,” which bill is herewith sent, and ask the concurrence of the senate thereto, and he withdrew.

The bill entitled “an act regulating the proceedings of the supreme court,” was taken up and read a third time, and

On the question shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed thereof.

The House resolved itself into a committee of the whole, on the bill entitled “an act to prevent the circulation of private bank notes.”

After some time spent therein the President resumed the chair, and Mr. [] reported said bill with amendments, which was read and concurred in by the House; the said bill was then read a third time, and

On the question shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed thereof.

The bill entitled “an act to licence and regulate retailers of wines and spirituous liquors,” was read a third time and passed:

Ordered, That the House of Representatives be informed thereof.

Mr. Perry from the committee reported, that they had this day presented to the Governor for his approval, “an act fixing the salaries of the officers of state and allowing certain contingent expenses,”

“An act establishing a court of chancery,”

“An act taxing billiard tables, and regulating ferries,” and

“An act supplementary to an act supplementary to the several laws defining the powers and duties of justices of the peace in matters of a civil nature.”

A message from the House of Representatives by Mr. Heath,

Mr. President—The House of Representatives agree to the amendments of the Senate to the first, eleventh, fifteenth, seventeenth, twenty-first and forty-ninth sections of the bill entitled “an act to provide for levying, assessing, and collecting state and county taxes.” They do not agree to the amendments of the

Senate to the 22d and 47th sections of the said bill, and pray the Senate to recede from their said amendments, which bill and amendments are herewith sent, and he withdrew.

The House resolved itself into a committee of the whole on the bill entitled "an act regulating the mode of electing officers of militia, dividing the state into divisions and brigades, and for other purposes."

After some time spent therein Mr. President resumed the chair, and Mr. Moore reported said bill with an amendment, which was read and concurred in by the House.

The said bill was then read a third time;

And on the question shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed thereof.

A message from the House of Representatives by Mr. Alcorn, *Mr. President*—The House of Representatives agree to the 2d amendment of the Senate to the 1st section and 1st amendment to the 8th section of the bill entitled "an act to licence and regulate retailers of wines and spirituous liquors;" and they disagree to all the other amendments of the Senate to said bill, and request the Senate to recede from their said amendments, which bill and amendments are herewith sent, and he withdrew.

The House then proceeded to consider the said message, and the disagreement of the House of Representatives to sundry amendments of the Senate to said bill; which being read, it was

Resolved, That the Senate recede from all their amendments to said bill which were disagreed to by the House of Representatives.

Ordered, That the House of Representatives be notified thereof.

The House then proceeded to consider the disagreement of the House of Representatives to the amendments of the Senate to the 22d and 47th sections of the bill entitled "an act for levying, assessing and collecting state and county taxes, which being read, it was

Resolved, That the Senate recede from their amendment to the 22d section, and insist on their amendment to the 47th section of the said bill.

Ordered, That the House of Representatives be informed thereof.

The resolution for publishing the laws and journals, was taken up and read a first, second, and third time, the rules having been dispensed with.

Mr. Bent moved to amend the resolution, by striking out the figure "5," in the 4th line, and insert "3," to which the Senate agreed.

Mr. Perry moved further to amend the resolution, by inserting after the word "the," in the 6th line, the words "Senate and," to which the Senate agreed, and

On the question, shall the resolution, as amended, pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be notified accordingly.

The resolution for the extinguishment of the Indian title to lands within this state, was taken up and read a first, second and third time, the rules having been dispensed with.

On the question, shall the resolution pass,

It was determined in the affirmative, and

Ordered, That the House of Representative be informed accordingly.

The resolution for settling the books of the Territorial Auditor and Treasurer, was taken up and read a first, second and third time, the rules having been dispensed with.

On the question, shall the resolution pass, as amended, by inserting the words "Isidore Moore and Benjamin Emmons,"

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

A bill entitled an act for the relief of insolvent debtors, was taken up and read a first and second time, the rule having been dispensed with.

Ordered, That the said bill be committed to a committee of the whole House, and made the order of the day for to-morrow.

A message from the House of Representatives by Mr. Le Duc,

Mr. President—The House of Representatives agree to the amendments made by the Senate to the following bills, to wit: a bill entitled an act to prevent the circulation of private bank notes; and a bill entitled an act to provide for erecting county buildings—and he withdrew.

The bill entitled an act imposing a tax on licenses to retailers of merchandise and pedlars, was taken up and read a first, second and third time, the rules having been dispensed with.

Mr. Emmons moved to amend said bill by inserting at the end of the words "after the first day of March next," to which the Senate agreed, and

On the question, shall the bill pass,

It was determined in the affirmative.

Ordered, That the House of Representatives be informed accordingly.

The Senate adjourned to 9 o'clock to-morrow morning.

SATURDAY, DEC. 9, 1820..

The Senate assembled.

A message from the House of Representatives by Mr. Leduc,
Mr. President—The following communication from the Governor was yesterday received by the House of Representatives, to wit:

To the Senate and House of Representatives of the state of Missouri.

I have approved and signed the following acts, viz: an act supplementary to an act establishing judicial districts and circuits, and prescribing the times and places of holding courts; an act to prevent waste on school lands; an act for selecting six salt springs for the use of this state; an act enabling aliens to hold real estate; an act to license auctioneers and impose a tax on auction licenses and sales at auction; and an act for the relief of John Hays, sheriff of Cape Girardeau county..

A. M. NAIR..

St. Louis, 7th December, 1820.

A message from the House of Representatives by Mr. Leduc,
Mr. President—The House of Representatives have passed a resolution enjoining certain duties on the joint committee of enrollments, and a bill entitled an act for the relief of certain sheriffs, which resolution and bill are herewith sent, and ask the concurrence of the Senate thereto..

The House of Representatives agree to all the amendments of the Senate to the bill entitled an act regulating the mode of electing officers of the militia, dividing the states into divisions and brigades, and for other purposes. They recede from their disagreement to the amendment made by the Senate to the 47th section of the bill entitled an act to provide for levying, assessing and collecting state and county taxes.

They agree to the amendment of the Senate to the bill entitled an act imposing a tax on licenses to retailers of merchandise and peddlers, with an amendment, to which they ask the concurrence of the Senate, the said bill and amendments are herewith sent, and

They agree to the amendments of the Senate to the resolution for settling the books of the Territorial Auditor and Treasurer; also to the resolution for printing the laws and journals of the present session—and he withdrew.

On motion by Mr. Bent,

The Senate proceeded to consider the amendment of the House of Representatives to the amendments of the Senate to the bill entitled an act imposing a tax on ^{sales} to retailers of merchandise and pedlers, which being read, was agreed to by the Senate, and

Ordered, That the House of Representatives be informed accordingly.

The bill entitled an act for the relief of certain sheriffs, was taken up and read a first and second time, the rule having been dispensed with.

Ordered. That said bill be committed to a committee of the whole, and made the order of the day for this day.

The House resolved itself into a committee of the whole on said bill, Mr. Bollinger in the chair.

After some time spent therein, the President resumed the chair, and Mr. Bollinger reported said bill without amendment.

Mr. Emmons moved to amend the report of the committee by striking out the word "January," in the 1st section, and insert the word "April", to which the Senate agreed.

Mr. Bent moved to amend the report of the committee by inserting after the word "accrued," in the 3d section, the words "by said Uriah J. Devore, then," to which the Senate agreed, and

Ordered; That the same be engrossed for a third reading.

The House resolved itself into a committee of the whole on the bill entitled an act for the relief of insolvent debtors, Mr. Clark in the chair.

After some time spent therein the president resumed the chair, and Mr. Clark reported said bill with sundry amendments, which was read and agreed to by the House.

On motion by Mr. Emmons,

Ordered, That the same be engrossed for a third reading.

On motion by Mr. Moore,

The bill entitled an act making appropriations for the year 1820 and part of the year 1821, was taken up and read a first and second time, the rule having been dispensed with.

Ordered, To lie on the table.

The rule being dispensed with, the bill for the relief of certain sheriffs was taken up and read a third time as amended.

On the question,

Shall the bill pass, it was determined in the affirmative, and

Ordered, That the House of Representatives be notified accordingly.

On the rule being dispensed with, the bill entitled an act for the relief of insolvent debtors was taken up and read a third time, as amended.

On the question,
 Shall the bill pass, it was determined in the affirmative, and
Ordered, That the House of Representatives be notified accordingly.

The resolution enjoining certain duties on the joint committee of enrollments, was taken up and read, and

On the question,
 Shall the resolution pass, it was determined in the affirmative.
Ordered, That the House of Representatives be notified thereof.

Mr. Bent of the committee, reported that they had examined and found truly enrolled an act regulating the proceedings of the Supreme Court.

A message from the House of Representatives by Mr. Leduc.

The speaker of the House of Representatives has signed an act regulating the proceedings of the Supreme Court, which act is herewith sent for the signature of the President of the Senate, and he withdrew.

The president signed the said act and it was delivered to the committee to be laid before the Governor.

A message from the House of Representatives by Mr. Geyer.

Mr. President—The House of Representatives agree to the amendments of the Senate to the bill entitled an act for the relief of certain sheriffs.

They also agree to the amendments of the Senate to the bill entitled an act for the relief of insolvent debtors, with amendments to which they ask the concurrence of the Senate. Said bill and amendments are herewith sent, and he withdrew.

On motion by Mr. Moore,

The above amendments made by the House of Representatives to the amendments of the Senate, were taken up and read, and agreed to by the Senate.

Ordered, That the House of Representatives be notified accordingly.

On motion,

The House adjourned to 9 o'clock on Monday next.

MONDAY, DEC. 11, 1820.

The Senate assembled.

Mr. Bent of the committee, reported,

That they had examined and found truly enrolled,

An act to provide for erecting county buildings.

An act to prevent the circulation of private bank notes.

An act enjoining certain duties on the Secretary of State, and regulating his office.

A message from the House of Representatives by Mr. Devore.

Mr. President—The Speaker of the House of Representatives has signed the following acts, to wit :

An act to prevent the circulation of private bank notes.

An act to provide for erecting county buildings. And

An act enjoining certain duties on the Secretary of State, and regulating his office, which acts are herewith sent for the signature of the President of the Senate, and he withdrew.

The President signed the said acts, and they were delivered to the committee to be laid before the Governor.

Mr. Perry of the committee, reported,

That they had examined and found truly enrolled,

An act prescribing the duties of State Treasurer, and Auditor of Public Accounts, and regulating their offices. And

An act to provide for levying, assessing and collecting state and county taxes.

A message from the House of Representatives by Mr. Leduc.

Mr. President—The Speaker of the House of Representatives has signed the following acts, to wit :

An act prescribing the duties of State Treasurer, and Auditor of Public Accounts, and regulating their offices. And

An act to provide for levying, assessing and collecting state and county taxes, which acts are herewith sent for the signature of the President of the Senate, and he withdrew.

The President signed the said acts, and they were delivered to the committee to be laid before the Governor.

On motion by Mr. Emmons,

The bill entitled an act making appropriations for the year 1820 and part of the year 1821, was taken up and read.

Mr. Emmons moved,

To amend the said bill by adding to the end of the 1st section as follows :

“To John Jones twenty dollars, rent of a room five days for the use of the Senate.

“To G. Bassinett fifteen dollars for a model of the great seal of the state of Missouri.

To Jabez Warner twelve dollars and fifty cents for keeping the furniture of the convention, and delivering the same to the General Assembly: and the further sum of twenty-five dollars 12 and a half cents for sundry extra expenditures and stationary furnished the Senate : and the further sum of fifty dollars for fire-wood, water, and making fires for the use of the Senate.

To Joseph F. Holloway the sum of twenty-two dollars for making the President's chair.

To Abijah Hull the sum of twenty dollars for injuries done to the Senate chamber," to which the Senate agreed.

Mr. Moore moved,

To amend said bill by striking out the word "two" in the 46th line of the 1st section and insert "one." and after the word "hundred," in the same line strike out the words, "and fifty-eight," which was also agreed to.

Mr. Bent moved,

To amend the bill by adding to the end of the 1st section as follows :

Provided, That this act shall not be so construed as to give a preference to the sums herein enumerated, over other just claims on the Treasury authorized by law," to which the Senate also agreed, and

On motion,

The said bill was read a third time as amended.

On the question,

Shall the bill pass, it was determined in the affirmative, and

Ordered, That the House of Representatives be notified accordingly.

A message from the House of Representatives by Mr. Heath.

Mr. President—The House of Representatives do not agree to the 1st amendment of the Senate in the 46th line of the 1st section of the bill entitled an act for making appropriations for the year 1820 and part of the year 1821, which goes to strike out the word "two," and insert "one," and they agree to all the other amendments of the Senate to said bill, with an amendment, which bill and amendments are herewith sent, and ask the concurrence of the Senate thereto, and he withdrew.

Mr. Moore submitted the following resolution, to wit :

Resolved, By the Senate and House of Representatives of the State of Missouri, That the joint committee of enrollments be instructed to inform the Governor that both Houses will be ready to close the present session by adjournment *Sine Die*, at four o'clock P. M. on Tuesday the 12th inst. if his Excellency has no further communications to make : agreed to by the Senate, and

Ordered, That the House of Representatives be notified accordingly.

Mr. Emmons moved,

To take up and consider the disagreement and amendment of the House of Representatives to the amendment of the Senate to the bill entitled an act making appropriations for the year 1820 and part of the year 1821, to which the Senate agreed, and

On motion by Mr. Emmons,

That the Senate insist on their 1st amendment to said bill, and agree to the amendment of the House of Representatives to their other amendments

On the question,

It was determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

Mr. Perry of the committee reported,

That they had this day laid before the Governor for his approval the following acts, to wit :

An act prescribing the duties of State Treasurer and Auditor of Public Accounts, and regulating their offices.

An act to provide for levying, assessing and collecting state and county taxes,

An act to prevent the circulation of private bank notes.

An act for the erection of county buildings.

An act enjoining certain duties on the Secretary of State, and regulating his office. And

An act regulating the proceedings of the Supreme Court.

A message from the House of Representatives by Mr. Heath.

Mr. President—The House of Representatives ask a conference with the Senate on the disagreement between both Houses on the bill entitled an act making appropriations for the year 1820 and part of the year 1821, and have appointed Messrs. Heath, Billinger and Alcorn, a committee on their part for that purpose, and he withdrew.

Mr. Emmons moved,

That the Senate concur with the House of Representatives in appointing a committee of conference on the subject of the disagreement between both Houses before mentioned, to which the Senate agreed, and Messrs. Emmons, Moore and Clark, were appointed that committee, and

Ordered, That the House of Representatives be informed accordingly.

A message from the House of Representatives by Mr. Geyer.

Mr. President—The House of Representatives concur in passing the resolution for adjournment with amendments herewith sent, to which they ask the concurrence of the Senate, and he withdrew.

Mr. Emmons moved,

That the Senate agree to the 1st amendment of the House of Representatives to said resolution, but disagree to the 2d amendment by them made.

Determined in the affirmative, and

Ordered, That the House of Representatives be informed accordingly.

Mr. Perry of the committee reported,

That they had examined and found truly enrolled.

An act imposing a tax on licences to retailers of Merchandize, and pedlers.

An act for the relief of certain sheriffs.

A resolution enjoining certain duties on the joint committee of enrollments.

A resolution for settling the books of the Territorial Auditor & Treasurer.

A resolution for printing the laws and journals.

A resolution concerning the extinguishment of the Indian title to lands within the limits of this state, and

An act regulating the mode of electing officers of the militia, dividing the state into divisions and brigades, and for other purposes.

A message from the House of Representatives by Mr. Devore.

Mr. President—The Speaker of the House of Representatives has this day signed an act imposing a tax on licence to retailers of merchandize, and pedlers; an act for the relief of certain sheriffs; an act regulating the mode of electing officers of the militia, dividing the state into divisions and brigades, and for other purposes; a joint resolution imposing certain duties on the committee of enrollments; a resolution for settling the books of the Territorial Auditor and Treasurer; a resolution for printing the laws and journals, and a resolution concerning the extinguishment of the Indian title to lands within the limits of this state, all of which are herewith sent for the signature of the President of the Senate, and he withdrew.

The President signed the said acts and resolutions, and they were delivered to the committee to be laid before the Governor.

A message from the House of Representatives by Mr. Harris.

Mr. President—The House of Representatives recede from their 2d amendment to the resolution for adjournment, which is herewith sent, and he withdrew.

Mr. Emmers of the committee of conference, on the disagreement between both Houses on the bill entitled an act making appropriations for the year 1820 and part of the year 1821, reported that they had agreed to recommend to their respective Houses, to fill the blank with the words "one hundred and thirty," to which the Senate agreed, and

Ordered, That the House of Representatives be informed thereof.

A message from the House of Representatives by Mr. Heath.

Mr. President—The House of Representatives have accepted and agreed to the report of the committee of conference on the disagreement between both Houses, on the bill entitled an act making appropriations for the year 1820 and part of the year 1821, and he withdrew.

On motion by Mr. Clark,

The Senate adjourned to 9 o'clock to-morrow morning.

TUESDAY DEC. 12, 1820.

The Senate assembled.

Mr. Perry of the committee reported,

That they had examined and found truly enrolled an act to licence and regulate retailers of wines and spirituous liquors, and an act making appropriations for the year 1820 and part of the year 1821.

A message from the House of Representatives by Mr. Leduc.

Mr. President—The Speaker of the House of Representatives has this day signed an act to licence and regulate retailers of wines and spirituous liquors, and an act making appropriations for the year 1820 and part of the year 1821, which acts are herewith sent for your signature, and he withdrew.

The President signed the said acts and they were delivered to the committee to be laid before the Governor.

Mr. Perry of the committee reported,

That on yesterday they had laid before the Governor for his approval, an act imposing a tax on licences to retailers of merchandize, and pedlers; an act for the relief of certain sheriffs; an act regulating the mode of electing officers of the militia, dividing the state into divisions and brigades, and for other purposes; a resolution for settling the books of the Territorial Auditor and Treasurer; a resolution enjoining certain duties on the committee of enrollments, and a resolution concerning the extinguishment of the Indian title to lands within the limits of this state.

A message from the House of Representatives by Mr. Leduc.

Mr. President—The House of Representatives have been notified by the Governor, that he had approved and signed the following acts and resolutions, to wit: An act fixing the salaries of the officers of state, and allowing certain contingent expences; an act supplementary to an act, supplementary to the several laws defining the powers and duties of justices of the peace in matters of a civil nature; an act taxing billiard tables, and regulating ferries; an act establishing a court of chancery; an act imposing a tax on licences to retailers of merchandize, and pedlers; an act

provide for erecting county buildings; an act to prevent the circulation of private bank notes; an act to provide for levying, assessing and collecting state and county taxes; an act enjoining certain duties on the Secretary of State, and regulating his office; an act prescribing the duties of State Treasurer and Auditor of Public Accounts, and regulating their offices; an act regulating the proceedings of the Supreme Court; an act regulating the mode of electing officers of the militia, dividing the state into divisions and brigades, and for other purposes; an act for the relief of certain sheriffs; resolution for printing the laws and journals; resolution for settling the books of the Territorial Auditor and Treasurer; resolution enjoining certain duties on the joint committee of enrollments, and resolution concerning the extinguishment of the Indian title to lands within the limit of this state.

A message from the House of Representatives by Mr. Rutter.

Mr. President—The House of Representatives have passed a resolution for the security of the property of the state, in possession of the General Assembly, herewith sent, and he withdrew.

On motion by Mr. Emmons,

The said resolution was read, and concurred in by the Senate.

Ordered, That the House of Representatives be notified accordingly.

Mr. Perry of the committee reported,

That they had examined and found truly enrolled an act for the relief of insolvent debtors.

A message from the House of Representatives by Mr. Devore.

Mr. President—The Speaker of the House of Representatives has signed an act for the relief of insolvent debtors, which is herewith sent for your signature, and he withdrew.

The President signed the said act, and it was delivered to the committee to be laid before the Governor.

Mr. Perry of the committee reported,

That they had this day laid before the the Governor for his approval, an act making appropriations for the year 1820 and part of the year 1821; an act to licence and regulate retailers of wines and spirituous liquors, and an act for the relief of insolvent debtors.

On motion by Mr. Emmons,

Resolved unanimously by the Senate, That the thanks of this House be tendered to William H. Ashley, President thereof, for the impartial and prompt manner he has presided the present session of the General Assembly.

Mr. Perry, of the committee, reported, that he had waited on the Governor agreeably to order, and informed him of the intention of the General Assembly to adjourn this day at 4 o'clock. P. M. if he had no further communications to make; and that the

Governor informed him he had no further, or other, communications to make to the General Assembly.

A message from the House of Representatives by Mr. Bates.

Mr. P. said—The Governor has notified the House of Representatives, that he approved and signed an act to license and regulate retailers of wine and spirituous liquors and act looking upon a violation for the year 1920 and part of the year 1921; and an act for the relief of insolvent debtors—and he withdrew.

A message from the House of Representatives by Mr. Heath.

Mr. P. said—I am instructed to communicate the following resolution, to wit:

Resolved, That a committee of one be appointed to inform the Senate, that the House of Representatives are ready to adjourn on that day, if the Senate have no further communications to make to this House—and he withdrew.

Communication by Mr. Thompson.

Resolved, That the House of Representatives be informed that the Senate have no further business, and are ready to adjourn with the day.

Communication by Mr. Simmons.

The Senate having gone through all the business, adjourned
this day.

JOHN S. BRICKLEY,

Clerk of the Senate